

City Commission Meeting

City Hall, Commission Chambers, 3rd Floor, 1700 Convention Center Drive
May 10, 2006

Mayor David Dermer
Vice-Mayor Saul Gross
Commissioner Matti Herrera Bower
Commissioner Simon Cruz
Commissioner Luis R. Garcia, Jr.
Commissioner Jerry Libbin
Commissioner Richard L. Steinberg

City Manager Jorge M. Gonzalez
City Attorney Jose Smith
City Clerk Robert E. Parcher

Visit us at www.miamibeachfl.gov for agendas and video "streaming" of City Commission Meetings.

ATTENTION ALL LOBBYISTS

Chapter 2, Article VII, Division 3 of the City Code of Miami Beach entitled "Lobbyists" requires the registration of all lobbyists with the City Clerk prior to engaging in any lobbying activity with the City Commission, any City Board or Committee, or any personnel as defined in the subject Code sections. Copies of the City Code sections on lobbyists laws are available in the City Clerk's office. Questions regarding the provisions of the Ordinance should be directed to the Office of the City Attorney.

REGULAR AGENDA

R5 - Ordinances

- R5A An Ordinance Amending Chapter 46 Of The City Code, Entitled "Environment," By Amending Article IV, Entitled "Noise," By Amending Section 46-156, Entitled "Temporary Permits," By Amending The Prohibited Areas For Construction Noise And Providing Exceptions Thereto; Amending Section 46-158, Entitled "Enforcement By Code Inspectors; Notice Of Violation," By Amending The Procedures For Warnings In Single Family Zoning Districts; Providing For Codification, Repealer, Severability, And An Effective Date. **10:45 a.m. Second Reading, Public Hearing** (Page 194)
(City Manager's Office)
(First Reading on April 11, 2006)
- R5B An Ordinance Amending Chapter 142, "Land Development Regulations," Of The City Code, By Amending Division 11, "I-1 Light Industrial District," By Requiring Conditional Use Approval For New Construction Of Structures 50,000 Square Feet And Over; Providing For Repealer, Severability, Codification And An Effective Date. **5:01 p.m. Second Reading, Public Hearing** (Page 205)
(Planning Department)
(First Reading, Public Hearing on April 11, 2006)

R5 - Ordinances (Continued)

- R5C An Ordinance Amending Chapter 142, "Land Development Regulations," Of The City Code, By Amending Division 11, "I-1 Light Industrial District," By Providing That The First Step In The Process For New Construction Of Structures 50,000 Square Feet Be The Conditional Use Approval By The Planning Board; Providing For Repealer, Severability, Codification And An Effective Date. **5:02 p.m. Second Reading, Public Hearing** (Page 212)
(Planning Department)
(First Reading on April 11, 2006)
- R5D An Ordinance Amending Chapter 142, "Land Development Regulations," Of The City Code; By Amending Division 3, "Residential Multifamily Districts," Subdivision II, "RM-1 Residential Multifamily Low Intensity," By Adjusting The Height For Any New Construction Or Additions To Existing Structures In The Flamingo Park Local Historic District; Providing For Repealer, Severability, Codification And An Effective Date. **5:05 p.m. Second Reading, Public Hearing** (Page 221)
(Planning Department)
(First Reading on April 11, 2006)
- R5E An Ordinance Amending Chapter 142, "Land Development Regulations," Of The City Code; By Amending Division 3, "Residential Multifamily Districts," Subdivision II, "RM-1 Residential Multifamily Low Intensity," By Reducing The Floor Area Ratio From 1.25 To 1.0 For Any New Construction Or Additions To Properties In The Flamingo Park Local Historic District; Providing For Repealer, Severability, Codification And An Effective Date. **First Reading** (Page 230)
(Requested by Commissioner Richard L. Steinberg)

R7 - Resolutions

- R7A A Resolution Granting An After-The-Fact Revocable Permit To AB Green Raleigh LLC, Owner Of The Raleigh Hotel Located At 1775 Collins Avenue, To Retain Portions Of Existing Encroachments In The Adjacent 18th Street City Right-Of-Way Consisting Of Columns, Landscaping And A Masonry Fence Wall, While Minimizing The Encroachment At The Existing Stairs; However, Approval Of The Permit Shall Be Subject To And Contingent Upon Applicant's Removal And Restoration Of The Area At All Other Encroachments Within The Right-Of-Way, Including A Landing And Portion Of The Stairs, Walls, A Trash Enclosure And An Underground Storage Vault, And Completion Of Abutting Sidewalks Without Limitation. **10:30 a.m. Public Hearing** (Page 238)
(Public Works)
(Continued from April 11, 2006)
(Memorandum and Resolution to be Submitted in Supplemental)

R7 - Resolutions (Continued)

- R7B A Resolution Waiving By 5/7ths Vote, The Formal Competitive Bidding Requirements, Finding Such Waiver To Be In The Best Interest Of The City, And Authorizing The City Manager, As The City's Designee, To Take All Necessary Actions To Procure The Necessary Construction Services For The Renovation Of The Normandy Shores Clubhouse, And The Construction Of The New Golf Course Maintenance Building, Cart Barn, And Two (2) Restroom Buildings (The Project), As Follows: (1) Authorizing The City Manager To Negotiate (In Conjunction With The City's Capital Improvements Office (CIP)) And Execute An Agreement For Pre-Construction Services, In An Amount Not To Exceed \$50,000, With The Firm Of Coastal Construction Company And, Upon Satisfactory Completion Of Said Pre-Construction Services; (2) Authorizing The City Manager To Negotiate (In Conjunction With CIP) And Execute A Guaranteed Maximum Price (GMP) Agreement With Coastal Construction Company For The Construction Of The Aforestated Project; In The Event The Administration Is Unsuccessful In Negotiating An Agreement(s) With Coastal Construction Company, Authorizing The City Manager To Negotiate And Execute An Agreement(s) With The Second Recommended Firm Of Pirtle Construction Company; In The Event The Administration Is Unsuccessful In Negotiating An Agreement(s) With Pirtle Construction Company, Authorizing The City Manager To Negotiate And Execute An Agreement(s) With The Third Recommended Firm Of The Tower Group; In The Event The Administration Is Unsuccessful In Negotiating An Agreement(s) With The Tower Group, Authorizing The City Manager To Negotiate And Execute An Agreement(s) With The Fourth Recommended Firm Of Suffolk Construction Company; In The Event The Administration Is Unsuccessful In Negotiating An Agreement(s) With Suffolk Construction Company, Authorizing The City Manager To Negotiate And Execute An Agreement(s) With The Fifth Recommended Firm Of Turner Construction Company; Provided Further That The Aforestated Pre-Construction Services Agreement And GMP Agreement Shall Be Subject To Ratification By The Mayor And City Commission At A Future Meeting; In The Alternative, Provided Further That, In The Event The City Commission Does Not Approve The Aforestated Waiver, Authorizing The Administration To Issue A Request For Proposals (RFP) For The Necessary Construction Services Relative To The Above Referenced Project. (Page 240)

(Capital Improvement Projects)

- R7C A Resolution Waiving By 5/7ths Vote, The City's Competitive Bidding Requirements, Finding Such Waiver To Be In The Best Interest Of The City, And Further Accepting The Findings And Recommendation Of The City Manager, Certifying A Valid Public Emergency, And Waiving The Requirements Of Section 287.055, Florida Statutes ("Consultants' Competitive Negotiation Act"); All For The Purchase Of The Necessary Professional Architectural, Landscaping, And Engineering Services (The A/E Services) For The Renovation Of The Normandy Shores Golf Course Clubhouse, And The Design, Demolition, And The Construction Of A New Golf Course Maintenance Building, Cart Barn, And Two (2) Restroom Buildings; Further Authorizing The City Manager To Negotiate An Agreement For The Aforestated A/E Services With Architektnics, Inc., In An Amount Not To Exceed \$525,000; In The Event The Administration Is Unsuccessful In Negotiating An Agreement With Architektnics Inc., Authorizing The City Manager To Negotiate And Execute An Agreement With The Second Recommended Firm Of Architects International; In The Event The Administration Is Unsuccessful In Negotiating An Agreement With Architects International, Authorizing The City Manager To Negotiate And Execute An Agreement With The Third Recommended Firm Of Gurri Matute Pa; In The Event The Administration Is Unsuccessful In Negotiating An Agreement With Gurri Matute Pa, Authorizing The City Manager To Negotiate And Execute An Agreement With The Fourth Recommended Firm Of Santos Raimundez Pa; And In The Alternative, In The Event The City Commission Does Not Approve The Aforestated Waiver, Authorizing The Administration To Issue A Request For Proposals (RFP) For The Necessary A/E Services Relative To The Above Referenced Project. (Page 261)

(Capital Improvement Projects)

R7 - Resolutions (Continued)

- R7D A Resolution Approving Amendment No. 5, In A Not To Exceed Amount Of \$1,094,816, To The Design/Build Agreement, For The Washington Avenue Improvements Project, Phases II, IV, And V, With RIC-Man International, Inc.; Said Amendment Providing For Design, Permitting, Construction And Construction Administration Services For The Implementation Of The 16th Street Drainage, And Other Miscellaneous Improvements; And Approving Funds, In The Amount Of \$1,094,816 For The Amendment, And \$52,600, For Cip Management Fees, From City Center Redevelopment Agency Funds. **Joint City Commission And Redevelopment Agency** (Page 280)
(Capital Improvement Projects)
- R7E A Resolution Approving The Purchase Of Flood Insurance, All Risk Property Insurance (Including Windstorm) And Boiler/Machinery Insurance For City Buildings And Contents (Including New Construction), For A One-Year Period As Proposed By Arthur J. Gallagher & Co., The City's Broker Of Record. (Page 309)
(Human Resources & Risk Management)
- R7F A Resolution Approving A Request From Biscayne Point Security Guard Special Taxing District, To Proceed With Miami-Dade County Board Of County Commissioners, In Requesting An Amendment To Miami-Dade County Ordinance No. 90-52, Creating The "Biscayne Point Security Guard Special Taxing District"; Said Amendment To Include The Installation Of Cameras And A Recording Device In The Existing Guardhouse, And To Include The Associated Costs In The Special Taxing District Assessments; Provided Further That The City's Approval Is Subject To And Contingent Upon Said District's Compliance With All Miami-Dade County's Requirements Relative To The Creation And Amendment Of Special Taxing Districts. (Page 314)
(Public Works)
- R7G A Resolution Approving And Authorizing The Mayor And City Clerk To Execute Amendment No. 2 To The Management Agreement Between The City Of Miami Beach And SMG For The Miami Beach Convention Center And Jackie Gleason Theater Of Performing Arts; Said Amendment Exercising Both One Year Renewal Options Provided Under The Agreement And Commencing On October 1, 2006, And Ending On September 30, 2008; And Further Amending Section 4.3 Of The Agreement, Entitled "Incentive Fee," And Section 12 Entitled "Termination." (Page 323)
(Tourism & Cultural Development)
- R7H A Resolution Ratifying Emergency Expenditures To Ashbritt, Inc. For Disaster Recovery Services For Hurricane Katrina, In The Amount Of \$1,264,258.32, And For Hurricane Wilma, In The Estimated Amount Of \$5,219,176.39. (Page 356)
(Procurement)

R9 - New Business and Commission Requests

- R9A Board And Committee Appointments. (Page 364)
(City Clerk's Office)
- R9A1 Board And Committee Appointments - City Commission Appointments. (Page 368)
(City Clerk's Office)
- R9B1 Dr. Stanley Sutnick Citizen's Forum. (1:30 p.m.) (Page 378)
R9B2 Dr. Stanley Sutnick Citizen's Forum. (5:30 p.m.)
- R9C Discussion Regarding A Resolution Authorizing The Donation Of Two (2) Used 1997 Ford E40 Fire Rescue Vehicles And One (1) 1998 Ford E40 Fire Rescue Vehicle, In "As Is" Condition, To The Firefighters Of Our Sister City Of Ica, Peru. (Page 380)
(Requested by Commissioner Luis R. Garcia, Jr.)
- R9D Request By The Law Firm Of Akerman Senterfitt For A Waiver Of Conflict Of Interest In Representing Cirque Du Soleil In Its Negotiations With The City Of Miami Beach Of An Agreement(s) For The Exclusive Use Of The Jackie Gleason Theater Of The Performing Arts For A Permanent Cirque Du Soleil Show. (Page 386)
(City Attorney's Office)
- R9E The Committee Of The Whole Will Meet During Lunch Break In The City Manager's Large Conference Room Regarding The Fiscal Year 2006/07 Proposed Operating Budget Request For The Office Of The Mayor And City Commission. (Page 390)
(Budget & Performance Improvement Office)
- R9F Discussion Of Possible Settlement Of The Following Risk Management Claims: Fredricka Breaux, As Administratrix Of The Estate Of Zachary Charles Breaux, Deceased Vs. City Of Miami Beach, Et Al., Eleventh Judicial Circuit Of Florida Case No. 99-3808 CA 27, And Rabbi Israel Poleyeff, As Personal Representative Of The Estate Of Eugenie Poleyeff, Deceased Vs. City Of Miami Beach, Et Al., Eleventh Judicial Circuit Of Florida Case No. 99-4209 CA 13. This Matter Involves A Double Drowning Which Took Place On February 20, 1997 On An Unguarded Beach. (Page 392)
(City Attorney's Office)

R10 - City Attorney Reports

- R10A Notice Of Closed Executive Session. (Page 395)
Pursuant To Section 447.605, Florida Statutes, A Closed Executive Session Will Be Held During Recess Of The City Commission Meeting On May 10, 2006 In The City Manager's Large Conference Room, Fourth Floor, City Hall, For Discussion Regarding The Status Of Fraternal Order Of Police (FOP) Contract Negotiations.
(City Manager's Office)

R10 - City Attorney Reports (Continued)

- R10B Notice of Closed City Commission Session. (Page 397)
Pursuant To Section 768.28, Florida Statutes, A Closed City Commission Session Will Be Held During Lunch Recess Of The City Commission Meeting On May 10, 2006 To Discuss The Following Risk Management Claims:

Frederica E. Breaux, As Administratrix Of The Estate Of Zachary Charles Breaux, Deceased Vs. City Of Miami Beach, Et. Al. Eleventh Judicial Circuit, General Jurisdiction, Case No. 99-3808 CA 27 And Rabbi Israel Poleyeff, As Personal Representative Of The Estate Of Eugenie Poleyeff, Deceased, Vs. Sevilla Beach Hotel Corporation, Et. Al. Eleventh Judicial Circuit, General Jurisdiction, Case No. 99-04209 CA 13

The Closed City Commission Session Will Be Held In The City Manager's Large Conference Room, Fourth Floor, City Hall.

Reports and Informational Items

- A City Attorney's Status Report. (Page 400)
(City Attorney's Office)
- B Parking Status Report – March 2006. (Page 404)
(Parking Department)
- C Status Report On The Rehabilitation Of The Existing Building And Construction Of The New Fire Station No. 2. (Page 442)
(Capital Improvement Projects)
- D Status Report On The Construction Of Fire Station No. 4. (Page 444)
(Capital Improvement Projects)
- E Status Report On The Normandy Isle Park And Pool Project. (Page 446)
(Capital Improvement Projects)
- F Informational Report To The Mayor And City Commission, On Federal, State, Miami-Dade County, U.S. Communities, And All Existing City Contracts For Renewal Or Extensions In The Next 180 Days. (Page 448)
(Procurement)

End of Regular Agenda

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.miamibeachfl.gov



Office of the City Clerk

HOW A PERSON MAY APPEAR BEFORE THE CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA

THE REGULARLY SCHEDULED MEETINGS OF THE CITY COMMISSION ARE ESTABLISHED BY RESOLUTION. SCHEDULED MEETING DATES ARE AVAILABLE ON THE CITY'S WEBSITE, DISPLAYED ON CABLE CHANNEL 77, AND ARE AVAILABLE IN THE CITY CLERK'S OFFICE. COMMISSION MEETINGS COMMENCE NO EARLIER THAN 9:00 A.M. GENERALLY THE CITY COMMISSION IS IN RECESS DURING THE MONTH OF AUGUST.

1. DR. STANLEY SUTNICK CITIZENS' FORUM will be held during the first Commission meeting each month. The Forum is split into two (2) sessions, 1:30 p.m. and 5:30 p.m., or as soon as possible thereafter, provided that the Commission Meeting has not already adjourned prior to the time set for either session of the Forum. In the event of adjournment prior to the Stanley Sutnick Citizens' Forum, notice will be posted on Cable Channel 77, and posted at City Hall. Approximately thirty (30) minutes will be allocated for each session, with individuals being limited to no more than three (3) minutes or for a time period established by the Mayor. No appointment or advance notification is needed in order to speak to the Commission during this Forum.
2. Prior to every Commission meeting, an Agenda and backup material are published by the Administration. Copies of the Agenda may be obtained at the City Clerk's Office on the Monday prior to the Commission regular meeting. The complete Agenda, including all backup material, is available for inspection the Monday and Tuesday prior to the Commission meeting at the City Clerk's Office and at the following Miami Beach Branch Libraries: Main, North Shore, and South Shore. The information is also available on the City's website: <http://miamibeachfl.gov>.
3. Any person requesting placement of an item on the Agenda must provide a written statement with his/her complete address and telephone number to the Office of the City Manager, 1700 Convention Center Drive, 4th Floor, Miami Beach, FL 33139, briefly outlining the subject matter of the proposed presentation. In order to determine whether or not the request can be handled administratively, an appointment may be scheduled to discuss the matter with a member of the City Manager's staff. "Requests for Agenda Consideration" will not be placed on the Agenda until after Administrative staff review. Such review will ensure that the issue is germane to the City's business and has been addressed in sufficient detail so that the City Commission may be fully apprised. Such written requests must be received in the City Manager's Office no later than noon on Tuesday of the week prior to the scheduled Commission meeting to allow time for processing and inclusion in the Agenda package. Presenters will be allowed sufficient time, within the discretion of the Mayor, to make their presentations and will be limited to those subjects included in their written requests.
4. Once an Agenda for a Commission Meeting is published, persons wishing to speak on item(s) listed on the Agenda, other than public hearing items and the Dr. Stanley Sutnick Citizens Forum, should call or come to City Hall, Office of the City Clerk, 1700 Convention Center Drive, telephone 673-7411, before 5:00 p.m., no later than the day prior to the Commission meeting and give their name, the Agenda item to be discussed, and if known, the Agenda item number.
5. All persons who have been listed by the City Clerk to speak on the Agenda item in which they are specifically interested, and persons granted permission by the Mayor, will be allowed sufficient time, within the discretion of the Mayor, to present their views. When there are scheduled public hearings on an Agenda item, IT IS NOT necessary to register at the City Clerk's Office in advance of the meeting. All persons wishing to speak at a public hearing may do so and will be allowed sufficient time, within the discretion of the Mayor, to present their views.
6. If a person wishes to address the Commission on an emergency matter, which is not listed on the Agenda, there will be a period allocated at the commencement of the Commission Meeting when the Mayor calls for additions to, deletions from, or corrections to the Agenda. The decision as to whether or not the matter will be heard, and when it will be heard, is at the discretion of the Mayor. On the presentation of an emergency matter, the speaker's remarks must be concise and related to a specific item. Each speaker will be limited to three minutes, or for a longer or shorter period, at the discretion of the Mayor.

**2006 Schedule of City of Miami Beach
City Commission and Redevelopment Agency (RDA) Meetings**

Meetings begin at 9:00 a.m. and are held in the City Commission Chambers, 3rd Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida.

CITY COMMISSION MEETINGS

January 11 (Wednesday)

February 8 (Wednesday)

March 8 (Wednesday)

April 11 (Tuesday)

May 10 (Wednesday)

June 7 (Wednesday)

July 12 (Wednesday)

August - City Commission in Recess

September 6 (Wednesday)

October 11 (Wednesday)

November 8 (Wednesday)

December 6 (Wednesday)

ALTERNATE MEETINGS

January 18 (Wednesday)

February 15 (Wednesday)

March 15 (Wednesday)

April 18 (Tuesday)

May 17 (Wednesday)

July 26 (Wednesday)

October 18 (Wednesday)

November 15 (Wednesday)

December 13 (Wednesday)

The "alternate" City Commission meeting date have been reserved to give the Mayor and City Commission the flexibility to carry over a Commission Agenda item(s) to the "alternate" meeting date, if necessary. Any Agenda item(s) carried over will be posted on the City's website, aired on Government Channel 20, or you may call the City Clerk's office at 305-673-7411.

Dr. Stanley Sutnick Citizens' Forum will be held during the first Commission meeting each month. The Forum will be split into two (2) sessions, 1:30 p.m. and 5:30 p.m. Approximately thirty (30) minutes will be allocated per session for each of the subjects to be considered, with individuals being limited to no more than three (3) minutes. No appointment or advance notification is needed in order to speak to the Commission during this Forum.

Condensed Title:

An Ordinance amending the City Code to adopt a Noise Ordinance.

Key Intended Outcome Supported:

Increase resident satisfaction with level of code enforcement.

Issue:

Shall the City Commission approve amendments to the Noise Ordinance regarding written warnings in single family districts and construction noise?

Item Summary/Recommendation:

At the April 11, 2006 City Commission meeting in which the Noise Ordinance was approved by the City Commission, the matter was referred to the Land Use and Development Committee (LUDC) for discussion before Second Reading. The LUDC meets on Monday, May 8, 2006. Any comments and recommendations from the Committee will be forwarded to the full City Commission for the Second Reading and Public Hearing of the Ordinance at the May 10, 2006 City Commission Meeting.

Section 46-159(b) has been amended to provide that in all single family districts (RS1, RS2, RS3 and RS4) only one written warning is permitted in a twelve (12) month period before a property is subject to monetary fines and penalties.

In the provision offered for Commission consideration on construction noise exceptions, the City Commission would hear the merits of each specific request and weigh the benefits against the potential impacts of any such requests. A series of evaluation criteria are included within the draft language in order to be able to uniformly review any requests made under this Section of the Noise Ordinance. The criteria to provide that City Commission findings must be made that will limit any approvals under this Section only to projects of significant benefit to the community and with limited impacts.

The process which has been suggested for City Commission consideration and the criteria upon which any project would be evaluated for an exception are stringent enough to limit the number of projects for which an exception to the Noise Ordinance might be granted. Any adjustments or additions to the process or that the members of the City Commission might wish to direct will be included for a Second Reading.

While the Commission has previously discussed the residential zoning district warning policy, the construction noise exception is a new item.

Advisory Board Recommendation:

N/A

Financial Information:

Source of Funds:	Amount	Account	Approved
1			
2			
Total			

OBPI

Financial Impact Summary:

City Clerk's Office Legislative Tracking:

Robert C. Middaugh

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		

F:\cmgr\ALL\BOB\NoiseOrd5-10-06Summary.doc





MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor David Dermer and Members of the City Commission

FROM: Jorge M. Gonzalez, City Manager

DATE: May 10, 2006

SECOND READING

SUBJECT: **AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 46 OF THE CITY CODE, ENTITLED "ENVIRONMENT," BY AMENDING ARTICLE IV, ENTITLED "NOISE," BY AMENDING SECTION 46-156, ENTITLED "TEMPORARY PERMITS," BY AMENDING THE PROHIBITED AREAS FOR CONSTRUCTION NOISE AND PROVIDING EXCEPTIONS THERETO; AMENDING SECTION 46-158, ENTITLED "ENFORCEMENT BY CODE INSPECTORS; NOTICE OF VIOLATION," BY AMENDING THE PROCEDURES FOR WARNINGS IN SINGLE FAMILY ZONING DISTRICTS; PROVIDING FOR CODIFICATION, REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.**

ADMINISTRATION RECOMMENDATION

Subject to any recommendations of the Land Use and Development Committee (LUDC) adopt the Ordinance on Second Reading.

ANALYSIS

At the March 8, 2006 City Commission meeting in which the Noise Ordinance was approved by the City Commission, a specific request was made by the Commission to draft language that would restrict warnings in single family zoning districts. Subsequent to the Commission adoption, the Administration also received a request for permission to allow long term extended construction hours that was beyond the authority granted to the Administration within the language in the Noise Ordinance. Both subjects are addressed in the attached draft Ordinance for City Commission consideration.

SINGLE FAMILY ZONED DISTRICT WARNINGS

Section 46-159(b) has been amended to provide that in all single family districts (RS1, RS2, RS3 and RS4) only one written warning is permitted in a twelve (12) month period before a property is subject to monetary fines and penalties.

As most noise complaints in residential zoning districts are generated by complaints, while verbal warnings would still be available in residential zoning districts, they can not be used when a complaint has been made to the City. In practice, it is reasonable to expect that most residential properties with noise violations would receive the one warning and then be subject to fines going forward.

Residential properties would be treated in a more stringent manner than would other properties in the City and a possibility of unintended consequences may result. It is not unreasonable to expect that a residential property owner would host more than one event at a home that could generate noise, without rising to the level of a "party house" or neighborhood problem. In the normal course of using their property, it is possible that some owners could be quickly subjected to fines for noise issues.

CONSTRUCTION RELATED NOISE

Subsequent to the Noise Ordinance adoption, the Administration received a request for extended construction noise permission from two of the larger hotel properties that are undergoing significant renovation within the next year. The request has been made in order to allow extended hours of construction that will facilitate a more expedient completion of the projects, which under the current Noise Ordinance language is not within the Administration's authority to address.

Current Noise Ordinance provisions allow the Administration, and specifically the Building Department, to address emergency issues of a short term duration that may occur during a construction project. Typically these requests are for significant concrete pours that must be accomplished beyond normal construction hours as defined within the Ordinance. The construction noise that has been allowed for these infrequent circumstances is limited in duration and typically specific for a particular construction activity.

In order to provide an opportunity to address requests such as those made by the Fontainebleau and Eden Roc, a permit process has been suggested for City Commission consideration in Section 46-156(a)(2)c. This provision, if enacted by the City Commission, will provide for an opportunity before the City Commission for a project of large scale and benefit to the community to request extended hours of construction that might exceed the limits within the Noise Ordinance (7:30 a.m. to 6:30 p.m. in commercial districts and 8:00 a.m. to 6:00 p.m. on weekdays and 10:00 a.m. to 4:00 p.m. on Saturdays in residential districts) for periods greater than seven (7) days in commercial areas and greater than three (3) days in residential areas.

In the provision offered for Commission consideration, the City Commission would hear the merits of each specific request for exceptions greater than seven (7) days in commercial areas and greater than three (3) days in residential areas and weigh the benefits against the potential impacts of any such requests. A series of evaluation criteria are included within the draft language in order to be able to uniformly review any requests made under this Section of the Noise Ordinance. The criteria provide that City Commission findings must be made that will limit any approvals under this Section only to projects of significance benefit to the community and with limited impacts. The suggested criteria are as follow:

- There are no reasonable alternatives
- There are no pending construction noise violation cases for the property
- The neighborhood will not be unduly affected, taking in to consideration the impact on adjacent properties, including but not limited to, increased traffic and noise levels
- The proposed use of the completed project is in keeping with a public purpose and/or community needs including but not limited to, preserving the City's revenue base, creating and/or maintaining jobs, and providing workforce housing opportunities
- The need is substantial

As the construction noise matter is before the City Commission for consideration, the Administration has also taken the opportunity to tighten up other existing subsections in the construction noise language to better conform with the new provision if it is enacted by the members of the City Commission. Sections 46-156(a)(2)b and c both have minor amendments which have been suggested that would specifically define and limit the authority of the Administration to grant construction noise exceptions under the Noise Ordinance to seven (7) days within commercial districts and three (3) days within residential districts. While the three day limit is in the current City Code, there is no clear definition of what constitutes a temporary condition within the commercial areas of the City. The addition of a seven (7) day limit better defines what is considered a temporary condition in the commercial areas of the City. The amendments in subsection a and b also create a standard criteria for an exception to the noise standards that currently does not exist in City Code. In each case, any exception for construction noise must be where there is no reasonable alternative and when there are no open noise violations or other violations of City Code. Other minor conforming language is also found within the section of the Ordinance.

CONCLUSION

The Noise Ordinance amendments presented for City Commission consideration address the City Commission requested limitation for written warnings in residential zoning districts and also presents for consideration options relative to construction noise for projects of significance and benefit to the community. While the Commission has previously discussed the residential zoning district warning policy, the construction noise exception is a new item. There appears to be a valid basis in the community to allow for a process that can consider and weigh the benefit versus impact of large and significant construction projects. This process is currently not available for construction projects of particular importance in the community.

The process which has been suggested for City Commission consideration and the criteria upon which any project would be evaluated for an exception are stringent enough to limit the number of projects for which an exception to the Noise Ordinance might be granted.

At the April 11, 2006 City Commission meeting in which the Noise Ordinance was approved by the City Commission, the matter was referred to LUDC for discussion before Second Reading. The LUDC meets on Monday, May 8, 2006. Any comments and recommendations from the Committee will be forwarded to the full City Commission for the Second Reading and Public Hearing of the Ordinance at the May 10, 2006 City Commission meeting.

JMG\RCM\sam

F:\cmgr\ALL\BOB\NoiseOrd5-10-06commemo.doc

ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 46 OF THE CITY CODE, ENTITLED "ENVIRONMENT," BY AMENDING ARTICLE IV, ENTITLED "NOISE," BY AMENDING SECTION 46-156, ENTITLED "TEMPORARY PERMITS," BY AMENDING THE PROHIBITED AREAS FOR CONSTRUCTION NOISE AND PROVIDING EXCEPTIONS THERETO; AMENDING SECTION 46-158, ENTITLED "ENFORCEMENT BY CODE INSPECTORS; NOTICE OF VIOLATION," BY AMENDING THE PROCEDURES FOR WARNINGS IN SINGLE FAMILY ZONING DISTRICTS; PROVIDING FOR CODIFICATION, REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, noise has been a topic of concern within the City of Miami Beach for many years and has recently been the subject of recent City Code amendment to address modified enforcement and legislative solutions; and

WHEREAS, the purpose of the City's Noise Ordinance is to obtain compliance with the prohibition on unnecessary and excessive noise in the City before imposing fines and other penalties; and

WHEREAS, in order to strike a balance between the concerns of the business community and residents, a warning and violation system has been developed which takes into account the diverse character of the City; and

WHEREAS, the provisions in this Ordinance will serve to further address the noise concerns of the City and its residents relative to construction projects and to the preservation of the quality of life in single family neighborhoods.

NOW, THEREFORE, BE IT DULY ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH AS FOLLOWS:

SECTION 1. That Section 46-156 of Article IV of Chapter 46 of the Miami Beach City Code is hereby amended as follows:

Chapter 46

ENVIRONMENT

* * *

ARTICLE IV. NOISE

* * *

Sec. 46-156. Temporary permits.

- (a) The eCity manager ~~or his designee~~ is authorized to issue a temporary permit to allow noise ~~prohibited by sections 46-152~~ when produced by a temporary use or activity ~~that does not endanger the health, safety or welfare of the neighborhood as provided in this section.~~ The city manager or his designee may prescribe any reasonable conditions necessary to minimize any adverse effect upon the community. A permit granted under this article shall contain all conditions upon which the permit has been granted, including the period of time for which the permit has been granted. Such relief may be granted in the following situations:
- (1) *Code compliance in progress.* When an applicant is utilizing best efforts to comply with the noise restrictions in this article, but additional time is required for the applicant to modify his activity to comply and no reasonable alternative is available to the applicant, such permits may be granted for a period of time not to exceed ten consecutive days.
 - (2) *Construction.* When construction activities pursuant to a valid building permit cannot be carried out in a manner which would comply with section 46-152, provided notwithstanding that all equipment shall be is operated in accordance with manufacturer's specifications, shall be is in good repair and utilizes all noise baffling methods as specified by the manufacturer, and further provided that such activities shall occur only as follows:
 - a. Between the hours of 7:30 a.m. and 6:30 p.m., and between the hours of 7:30 a.m. and 7:30 p.m. during daylight savings time, on any day in areas zoned as CCC, GU, I-1, MR, CPS-1, CPS-2, CPS-3, CPS-4, RO, WD-1, WD-2, GC, HD, MXE, CD-1, CD-2 and CD-3. However, the City manager may authorize any necessary construction activities, to occur earlier and/or later than as otherwise provided in this subsection based upon a finding that 1) there are no reasonable alternatives and 2) there are no pending construction noise violation cases relative to the construction site. Permits issued pursuant to such authorization shall not exceed seven consecutive days.

- b. Between the hours of 8:00 a.m. and 6:00 p.m. on weekdays and 10:00 a.m. and 4:00 p.m. on Saturdays in areas zoned as RM-1, RM-2, RM-3, RM-PRD, RPS-1, RPS-2, RPS-3, RPS-4, RMPS-1, RS-1, RS-2, RS-3, RS-4, TH and in any exclusively residential zoning district not otherwise specified in this subsection, or and within three hundred feet of any of these zoning districts. However, the City manager may authorize any necessary construction activities to occur earlier and/or later than as otherwise provided in this subsection based upon a finding that 1) there are no reasonable alternatives and 2) there are no pending construction noise violation cases relative to the construction site. The work authorized by the City manager, or his designee, may be conditioned upon notice to surrounding property owners and tenants. Permits issued pursuant to such authorization shall not exceed three consecutive days. No construction shall be permitted on Sundays or on national holidays in the zoning districts set forth in this subsection, notwithstanding compliance with section 46-152.
- c. Notwithstanding the provisions in (2)a and (2)b, the City commission may, pursuant to a resolution and at a duly noticed public meeting, authorize permits to exceed the seven consecutive day limitation set forth in (2)a, or the three consecutive day limitation set forth in (2)b, based upon a finding that 1) there are no reasonable alternatives, 2) there are no pending construction noise violation cases relative to the construction site, 3) the neighborhood will not be unduly affected, taking into consideration the impact on adjacent properties, including but not limited to, increased traffic and noise levels, 4) the proposed use of the completed project is in keeping with a public purpose and/or community needs including, but not limited to, preserving the City's revenue base, creating and/or maintaining jobs, and providing workforce housing opportunities, and 5) the need is substantial.
- d. Any permits issued pursuant to (2)a-c, shall not constitute or be deemed precedent for the granting of any future permits.
- e. Notwithstanding the provisions of (2)a-c., concreting operations which, in the opinion of the building official, necessitate work earlier or later than the time frames specified in (2)a-b, shall be subject to authorization by the building official.

~~Notwithstanding the provisions set forth in subsections (a)(2)a and b of this section, the City Manager, or his designee, may authorize any construction activity at a particular site within a zoning district set forth in subsection (a)(2)a of this section earlier than 7:30 a.m. Under emergency circumstances only, the building official may authorize any necessary construction activities earlier than 8:00 a.m. and/or later than 4:00 p.m. on any day within a zoning district set forth in subsection (a)(2)b of this section. The work authorized by the building official pursuant to this subsection may be conditioned upon notice to surrounding~~

~~property owners and tenants. Such permits may be granted for a period of time not to exceed three consecutive days.~~

(3) *Special events and film and print permits.* A film permit issued pursuant to section 12-1, or a special event permit issued pursuant to section 12-5 may be exempted from the requirements of section 46-152 upon specific compliance with sections 12-1(9) or 12-5(8), as applicable.

(b) Failure to comply with any condition of a temporary permit issued pursuant to this section shall constitute a violation and shall result in enforcement procedures and penalties as set forth in sections 46-159 and 46-160.

SECTION 2. That Section 46-158 of Article IV of Chapter 46 of the Miami Beach City Code is hereby amended as follows:

Sec. 46-158. Enforcement by code inspectors; notice of violation; warnings.

(a) Notice of Violation. If the code inspector observes a violation of this article, the inspector shall issue a notice of violation to the violator, and a courtesy copy of the violation shall be provided to the occupational license holder, except as otherwise provided in subsection (b), and inform the violator that he must immediately cease the violation and that the violator will be subject to penalties if the violation continues and that a notice of violation will be issued to the violator as provided in Chapter 30 of this Code. The notice shall ~~inform the violator of the~~ include the following information:

- (1) Name of the violator-;
- (2) Date and time of violation-;
- (3) Nature of the violation-;
- (4) Amount of fine or other penalty for which the violator may be liable pursuant to section 46-159 of this Code or as otherwise provided by law-;
- (5) Instructions and due date for paying the fine-;
- (6) Notice that the violation may be appealed by filing a written request for an administrative hearing with the clerk of the special master within ten days after service of the notice of violation, that failure to do so shall constitute an admission of the violation and waiver of the right to a hearing, and that unpaid fines will result in the imposition of liens which may be foreclosed by the city.

The notice shall also inform the violator that repeat violations of this article will result in the imposition of larger fines and may also result in revocation, suspension, or the imposition of restrictions on an occupational license, and/or certificate of use, or accessory use, and/or injunctive proceedings as provided by law. The notice shall be signed by the code inspector who witnessed the violation.

(b) Warnings.

(1) Oral Warnings

If a code inspector observes a violation of this article without a complaint having been made, the inspector may first issue one oral courtesy warning per day and inform the violator that the violator will be subject to penalties if the violation continues.

(2) Written Warnings

A code inspector shall first issue a written warning to immediately cease the violation prior to issuing a notice of violation:

- a. If the violation occurs in a single family zoning district and no more than one written warning has been issued in the 12 months preceding the date of violation;
or
- b. if the violation occurs in any zoning district except a single family zoning district and no more than three written warnings have been issued in the 12 months preceding the date of violation.

The written warning shall be substantially in the same form as the notice of violation as stated in section 46-158 (a) above. Failure to correct the violation within fifteen minutes following the issuance of a written or oral warning, shall result in the issuance of a notice of violation pursuant to this Article.

A ~~C~~code ~~I~~nspector shall not issue a written warning, and instead shall issue a notice of violation, to any person, entity or establishment who: 1) in any one day has already been issued a written warning as specified in 46-158 or 2) in any 12 month period has exceeded any of the warning limits specified in 46-158 (b).

(c) Owner's Responsibility to Provide Current Address.

The holder of the occupational license for the premises where a violation or warning is issued shall have the responsibility to keep the ~~C~~city advised of the current address of the owner of the premises.

SECTION 4. CODIFICATION

It is the intention of the Mayor and City Commission of the City of Miami Beach, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of the City of Miami Beach, Florida. The sections of this ordinance may be renumbered or re-lettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

SECTION 5. REPEALER

All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

SECTION 6. SEVERABILITY

If any section, subsection, clause or provision of this Ordinance is held invalid, the remainder shall not be affected by such invalidity.

SECTION 7. EFFECTIVE DATE

PASSED and ADOPTED this ____ day of _____, 2006.

This Ordinance shall take effect on the ____ day of _____, 2006.

ATTEST:

MAYOR

CITY CLERK

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**

Donald P. [Signature] 4/6/06
City Attorney Date



MIAMI BEACH

CITY OF MIAMI BEACH

NOTICE OF A PUBLIC HEARING

NOTICE IS HEREBY given that public hearings will be held by the Mayor and City Commission of the City of Miami Beach, Florida, in the Commission Chambers, 3rd floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida, on **Wednesday, May 10, 2006**, to consider the following:

10:45 a.m.

An Ordinance Amending Chapter 46 Of The City Code, Entitled "Environment," By Amending Article IV, Entitled "Noise," By Amending Section 46-156, Entitled "Temporary Permits," By Amending The Prohibited Areas For Construction Noise And Providing Exceptions Thereto; Amending Section 46-158, Entitled "Enforcement By Code Inspectors; Notice Of Violation," By Amending The Procedures For Warnings In Single Family Zoning Districts.

INQUIRIES may be directed to the City Manager's Office at (305) 673-7010.

5:05 p.m.

An Ordinance Amending Chapter 142, "Land Development Regulations," Of The City Code; By Amending Division 3, "Residential Multifamily Districts," Subdivision II, "RM-1 Residential Multifamily Low Intensity," By Adjusting The Height For Any New Construction Or Additions To Existing Structures In The Flamingo Park Local Historic District.

INQUIRIES may be directed to the Planning Department at (305) 673-7550.

INTERESTED PARTIES are invited to appear at this meeting, or be represented by an agent, or to express their views in writing addressed to the City Commission, c/o the City Clerk, 1700 Convention Center Drive, 1st Floor, City Hall, Miami Beach, Florida 33139. This meeting may be opened and continued and, under such circumstances additional legal notice would not be provided.

Robert E. Parcher
City Clerk
City of Miami Beach

Pursuant to Section 286.0105, Fla. Stat., the City hereby advises the public that: if a person decides to appeal any decision made by the City Commission with respect to any matter considered at its meeting or its hearing, such person must ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.

To request this material in accessible format, sign language interpreters, information on access for persons with disabilities, and/or any accommodation to review any document or participate in any city-sponsored proceeding, please contact (305) 604-2489 (voice), (305) 673-7218 (TTY) five days in advance to initiate your request.

Condensed Title:

Amendment pertaining to requiring conditional use approval for new construction of structures 50,000 square feet and over in the I-1, Light Industrial District.

Key Intended Outcome Supported:

Increase satisfaction with neighborhood character.

Issue:

Should the new structures 50,000 square feet and over be required to obtain Conditional Use approval from the Planning Board.

Item Summary/Recommendation:

The proposed ordinance would place another level of scrutiny in the review of new structures 50,000 feet and over in the I-1, Light Industrial district by requiring them to obtain Conditional Use approval.

The Administration recommends that the Commission adopt the ordinance.

Advisory Board Recommendation:

The Planning Board reduced the scope of the proposed ordinance to be applicable only to the I-1, Light Industrial zoning district and recommended by a vote of 5-1 (one member absent) that the City Commission adopt the ordinance as modified.

Financial Information:

Source of Funds:	Amount	Account	Approved
1			
2			
3			
4			
Total			

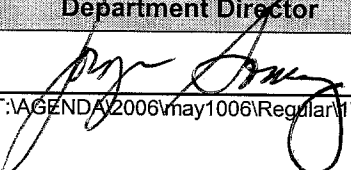
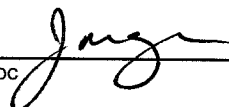
OBPI

Financial Impact Summary:
The proposed Ordinance is not expected to have any fiscal impact.

City Clerk's Office Legislative Tracking:

Jorge Gomez or Mercy Lamazares

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		

T:\AGENDA\2006\may1006\Regular\1757 - CU req for 50,000 sqft projects sum 5-10-06.doc





MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor David Dermer and Members of the City Commission

FROM: Jorge M. Gonzalez, City Manager

DATE: May 10, 2006

Second Reading Public Hearing

SUBJECT: **Conditional Use Approval for New Construction of Structures 50,000 Square Feet and Over in I-1, Light Industrial District.**

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH AMENDING CHAPTER 142, "LAND DEVELOPMENT REGULATIONS," OF THE CITY CODE, BY AMENDING DIVISION 11, "I-1 LIGHT INDUSTRIAL DISTRICT," BY REQUIRING CONDITIONAL USE APPROVAL FOR NEW CONSTRUCTION OF STRUCTURES 50,000 SQUARE FEET AND OVER; PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

ADMINISTRATION RECOMMENDATION

The Administration recommends that the City Commission adopt the proposed ordinance on second reading public hearing.

BACKGROUND

At the January 11, 2006 meeting, the City Commission referred to the Planning Board the issue of limiting the size of single-occupancy developments citywide to ensure that projects that are not compatible will not be allowed to occur without certain restrictions.

ANALYSIS

The current development regulations permit new developments of any size to occur in any zoning district in the City subject to Design Review Board (DRB) or Historic Preservation Board (HPB) approval, and the limitations contained within the development regulations of each zoning district. These boards review design and compatibility, but not enough of the impacts the developments may have on the surrounding neighborhoods. During the last few years, the City has been subjected to a great amount of development pressures, which may endanger the urban character as well as the infrastructure of the City, to the extent that it appears that a certain level of growth management has become necessary. It is necessary and very important to maintain the character and the infrastructure of the City at a level that all commercial and residential uses can co-exist.

The proposed ordinance requires that new construction of structures 50,000 square feet and over receive Conditional Use approval from the Planning Board. This requirement would provide an extra level of scrutiny that would review, in addition to compatibility, other issues such as noise, traffic and other adverse impacts that may result from such developments. The additional review as a Conditional Use, which is defined as a use that would not be appropriate generally or without restriction throughout a particular zoning district, but would be appropriate if controlled as to number, area, location, or relation to the neighborhood, would impose conditions and restrictions that would help in ameliorating any adverse impacts resulting from a particular development. The proposed ordinance also starts to address, to a certain extent, the non-binding straw ballot question of limiting the construction of new buildings larger than 50,000 square feet, which was overwhelmingly approved by 72.1% of the City of Miami Beach voters in the November 2004 election.

The proposed ordinance, as originally drafted, included all zoning districts – commercial, industrial, mixed use and residential. A recommendation was made to the Planning Board to approve the concept stipulated in the ordinance, but to separate the proposal into two separate ordinances – one for the CD commercial and I-1 industrial districts, and another one for the RM residential, MXE mixed use, and the PS districts. At the February 28, 2006 meeting of the Planning Board, the scope of the ordinance was reduced to deal only with the I-1, Light Industrial District. The Administration requests that should the City Commission wish to expand the scope of the proposal that guidance be provided to the Administration.

There are two I-1, Light Industrial Districts in the City of Miami Beach – one is the “West Avenue” district, and the other one includes Terminal Island. It should be noted that Section 118-164 of the City Code requires that when the proposed amendment changes the actual list of permitted, conditional or prohibited uses in a zoning category and the area involved is less than ten contiguous acres, notice by mail is required to be given to the owners of record of land lying within 375 feet of the land at least 30 days prior to the date set for the public hearing. The “West Avenue” I-1 contains 11.1 contiguous acres; however, the Terminal Island I-1 is not 10 contiguous acres – the U. S. Coast Guard Station is separated from Terminal Island by a body of water and Terminal Island contains a GU, Government Use district, which is where Fleet Maintenance is located.

In view of the above, the Terminal Island/U.S. Coast Guard Station I-1 district was not properly noticed and the zoning-in-progress does not affect that area at this time. The required mailed notice has already been sent out and this area is scheduled to be reviewed by the Planning Board at its April 19, 2006 meeting. Because of the mailed notice requirement, this I-1 district will not be heard by the City Commission until the June 7, 2006 meeting.

PLANNING BOARD ACTION

The Planning Board reduced the scope of the proposed ordinance and modified it to be applicable to the I-1, Light Industrial zoning district only and recommended by a vote of 5-1 (one member absent) that the City Commission adopt the ordinance as modified. A second motion was made and approved by a vote of 5-1 (one member absent) to recommend to the Commission that that the review process start with Planning Board Conditional Use approval before developments go before any of the other land use boards.

Zoning-in-progress started at the moment the Board made a favorable recommendation to the Commission. However, the recommendation of the Board stipulated that the review process for structures 50,000 square feet and over in the I-1 Light Industrial District start with the Conditional Use review by the Planning Board prior to appearing before any of the other land development boards.

The Administration believes that this proposed process may become onerous as it is difficult to foresee instances where it would be more feasible to have applications reviewed by any of the other land development boards prior to the Conditional Use review.

As the process recommended by the Planning Board was not part of the advertised ordinance, in an abundance of caution, another ordinance was drafted to codify the process that has been recommended. The Planning Board reviewed this ordinance at the March 28, 2006 meeting and also recommended adoption to the City Commission. The City Commission will be reviewing this proposal under a separate memorandum.

CITY COMMISSION ACTION

At the April 11, 2006 meeting, the City Commission approved the proposed ordinance on first reading, setting the second reading public hearing for the May 10, 2006 meeting. In addition, the Commission requested that the Planning Board review the issue of creating additional or reinforcing the existing review criteria for Conditional Use, with special emphasis on traffic impact in the neighborhood and any other criteria that may be deemed appropriate.

FISCAL IMPACT

This proposal has no associated negative fiscal impact upon enactment.

CONCLUSION

Pursuant to Section 118-164(2), in all cases in which the proposed amendment changes the actual list of permitted, conditional or prohibited uses within a zoning category, regardless of the acreage of the area affected, the city commission shall hold two advertised public hearings on the proposed ordinance. At least one hearing shall be held after 5:00 p.m. on a weekday. The first public hearings shall be held at least seven days after the day that the first advertisement is published. The second public hearing shall be held at least ten days after the first hearing and shall be advertised at least five days prior to the public hearing.

The required advertisements shall be no less than two columns wide by ten inches long in a standard size or tabloid size newspaper, and the headline in the advertisement shall be in a type no smaller than 18 point.

JMG/TH/JGG/ML

T:\AGENDA\2006\may1006\Regular\1757 - CU req for 50,000 sqft projects 5-10-06.doc

ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH AMENDING CHAPTER 142, "LAND DEVELOPMENT REGULATIONS," OF THE CITY CODE; BY AMENDING DIVISION 11, "I-1 LIGHT INDUSTRIAL DISTRICT," BY REQUIRING CONDITIONAL USE APPROVAL FOR NEW CONSTRUCTION OF STRUCTURES 50,000 SQUARE FEET AND OVER; PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

WHEREAS, large commercial and residential developments may disrupt the quality of life in abutting and nearby neighborhoods; and

WHEREAS, in 2004, the citizens of Miami Beach overwhelmingly approved a Straw Ballot question to limit the construction of new buildings that are larger than 50,000 square feet; and

WHEREAS, at its meeting on February 28, 2006, the majority of the members of the Planning Board recommended approval of this modified version of the ordinance.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA:

Section 1. That Section 142-483, "Conditional uses," is hereby amended as follows:.

The conditional uses in the I-1 light industrial district are any use which includes the retail sale of gasoline; new construction of structures 50,000 square feet and over; recycling receiving stations; outdoor entertainment establishment; neighborhood impact establishment; open air entertainment establishment.

SECTION 2. Repealer.

All ordinances or parts of ordinances and all section and parts of sections in conflict herewith be and the same are hereby repealed.

SECTION 3. Codification.

It is the intention of the City Commission, and it is hereby ordained that the provisions of this ordinance shall become and be made part of the Code of the City of Miami Beach as amended; that the sections of this ordinance may be renumbered or relettered to accomplish such intention; and that the word "ordinance" may be changed to "section" or other appropriate word.

SECTION 4. Severability.

If any section, subsection, clause or provision of this Ordinance is held invalid, the remainder shall not be affected by such invalidity.

SECTION 5. Effective Date.

This Ordinance shall take effect ten days following adoption.

PASSED and **ADOPTED** this _____ day of _____, 2006.

ATTEST:

MAYOR

CITY CLERK

First Reading:
Second Reading:

APPROVED AS TO
FORM AND LANGUAGE
& FOR EXECUTION

Verified by: _____
Jorge G. Gomez, AICP
Planning Director

M. Halubkin 4-5-06
JA City Attorney Date

Underscore denotes new language

F:\PLAN\SPLB\draft ordinances\1757 - Cond Use over 50,000 sqft\Ordinance - PB version.doc



MIAMIBEACH

CITY OF MIAMI BEACH NOTICE OF A PUBLIC HEARING

NOTICE IS HEREBY given that a public hearing will be held by the City Commission of the City of Miami Beach, in the Commission Chambers, 3rd floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida, on **Wednesday, May 10, 2006 at 5:01 p.m.**, regarding An Ordinance Amending Chapter 142, "Land Development Regulations," Of The City Code, By Amending Division 11, "I-1 Light Industrial District," By Requiring Conditional Use Approval For New Construction Of Structures 50,000 Square Feet And Over.

INQUIRIES may be directed to the Planning Department at (305) 673-7550.

INTERESTED PARTIES are invited to appear at this meeting, or be represented by an agent, or to express their views in writing addressed to the City Commission, c/o the City Clerk, 1700 Convention Center Drive, 1st Floor, City Hall, Miami Beach, Florida 33139. This meeting may be opened and continued and, under such circumstances additional legal notice would not be provided.

Robert E. Parcher
City Clerk
City of Miami Beach

Pursuant to Section 286.0105, Fla. Stat., the City hereby advises the public that: if a person decides to appeal any decision made by the City Commission with respect to any matter considered at its meeting or its hearing, such person must ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.

To request this material in accessible format, sign language interpreters, information on access for persons with disabilities, and/or any accommodation to review any document or participate in any city-sponsored proceeding, please contact (305) 604-2489 (voice), (305) 673-7218(TTY) five days in advance to initiate your request. TTY users may also call 711 (Florida Relay Service).



MIAMIBEACH

CITY OF MIAMI BEACH NOTICE OF A PUBLIC HEARING

NOTICE IS HEREBY given that a public hearing will be held by the City Commission of the City of Miami Beach, in the Commission Chambers, 3rd floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida, on **Wednesday, May 10, 2006 at 5:02 p.m.**, regarding An Ordinance Amending Chapter 142, "Land Development Regulations," Of The City Code, By Amending Division 11, "I-1 Light Industrial District," By Providing That To The Greatest Extent Possible, The First Step In The Process For New Construction Of Structures 50,000 Square Feet And Over Shall Be The Conditional Use Approval By The Planning Board.

INQUIRIES may be directed to the Planning Department at (305) 673-7550.

INTERESTED PARTIES are invited to appear at this meeting, or be represented by an agent, or to express their views in writing addressed to the City Commission, c/o the City Clerk, 1700 Convention Center Drive, 1st Floor, City Hall, Miami Beach, Florida 33139. This meeting may be opened and continued and, under such circumstances additional legal notice would not be provided.

Robert E. Parcher
City Clerk
City of Miami Beach

Pursuant to Section 286.0105, Fla. Stat., the City hereby advises the public that: if a person decides to appeal any decision made by the City Commission with respect to any matter considered at its meeting or its hearing, such person must ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.

To request this material in accessible format, sign language interpreters, information on access for persons with disabilities, and/or any accommodation to review any document or participate in any city-sponsored proceeding, please contact (305) 604-2489 (voice), (305) 673-7218(TTY) five days in advance to initiate your request. TTY users may also call 711 (Florida Relay Service).

(Ad #368)

Condensed Title:

Amendment pertaining to requiring that the first step in the development review process structures 50,000 square feet and over in the I-1, Light Industrial District shall be the conditional use review by the Planning Board.

Key Intended Outcome Supported:

Increase satisfaction with neighborhood character.

Issue:

Should the review process for new structures 50,000 square feet start at the Planning Board before any of the other land development boards.

Item Summary/Recommendation:

The proposed ordinance would place another level of scrutiny in the review of new structures 50,000 feet and over in the I-1, Light Industrial district and to the greatest extent possible encourage those projects to obtain Conditional Use approval before appearing before any of the other land development boards.

The Administration recommends that the City Commission adopt the ordinance as modified.

Advisory Board Recommendation:

At the March 28, 2006 meeting, the Planning Board reviewed the proposed ordinance codifying the process requiring new structures 50,000 square feet and over in the I-1, Light Industrial district to start the review process at the Planning Board. The Board unanimously approved (Vote: 7-0) to recommend to the City Commission adoption of the ordinance as modified, which removes the language "to the greatest extent possible."

Financial Information:

Source of Funds:	Amount	Account	Approved
1			
2			
3			
4			
Total			

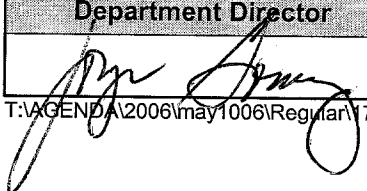
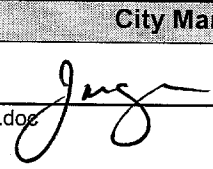
OBPI

Financial Impact Summary:
The proposed Ordinance is not expected to have any fiscal impact.

City Clerk's Office Legislative Tracking:

Jorge Gomez or Mercy Lamazares

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		

T:\AGENDA\2006\may1006\Regular\757 - process for 50,000 sqft projects sum 5-10-06.doc





MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor David Dermer and Members of the City Commission

FROM: Jorge M. Gonzalez, City Manager

DATE: May 10, 2006

Second Reading Public Hearing

SUBJECT: **Process for the review of new construction of Structures 50,000 square feet and over.**

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH AMENDING CHAPTER 142, "LAND DEVELOPMENT REGULATIONS," OF THE CITY CODE, BY AMENDING DIVISION 11, "I-1 LIGHT INDUSTRIAL DISTRICT," BY PROVIDING THAT THE FIRST STEP IN THE PROCESS FOR NEW CONSTRUCTION OF STRUCTURES 50,000 SQUARE FEET AND OVER SHALL BE THE CONDITIONAL USE APPROVAL BY THE PLANNING BOARD; PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

ADMINISTRATION RECOMMENDATION

The Administration recommends that the City Commission adopt the proposed ordinance as modified by the City Commission.

BACKGROUND

At the January 11, 2006 meeting, the City Commission referred to the Planning Board the issue of limiting the size of single-occupancy developments citywide to ensure that projects that are not compatible will not be allowed to occur without certain restrictions.

ANALYSIS

Under separate ordinance, there is a proposed amendment to require that new structures 50,000 square feet and over, in the I-1, Light Industrial District, shall obtain Conditional Use approval from the Planning Board. The Planning Board also proposed that the review process should start with the Conditional Use review prior to appearing before any of the other land development boards. However, this proposed review was not part of the advertised ordinance, thus in an abundance of caution, another ordinance was drafted to codify the process that had been recommended.

At the March 28, 2006 meeting of the Planning Board, after a lengthy discussion it was recommended that the language "to the greatest extent possible," be removed from the

ordinance. The Administration believes that this proposed language should be re-incorporated and adopted as it is difficult to foresee instances where it would more feasible to have applications reviewed by any of the other land development boards prior to the Conditional Use review.

PLANNING BOARD ACTION

At the March 28, 2006 meeting, the Planning Board reviewed the proposed ordinance codifying the process requiring new structures 50,000 square feet and over in the I-1, Light Industrial district to start the review process at the Planning Board. The Board unanimously approved (Vote: 7-0) to recommend to the City Commission adoption of the ordinance as modified, which removes the phrase "to the greatest extent possible."

CITY COMMISSION ACTION

At the April 11, 2006 meeting the City Commission modified the ordinance proposed by the Administration and adopted the Planning Board recommendation, removing the phrase "to the greatest extent possible," and making the Conditional Use review by the Planning Board the first step in the review process of new structures that are 50,000 square feet and over in the I-1, Light Industrial District.

FISCAL IMPACT

This proposal has no associated negative fiscal impact upon enactment.

CONCLUSION

Pursuant to Section 118-164(3), when the request to amend the land development regulations does not change the actual list of permitted, conditional or prohibited uses in a zoning category, the proposed ordinance may be read by title or in full on at least two separate days and shall, at least ten days prior to adoption, be noticed in the newspaper of general circulation.

Immediately following the public hearing at the second reading, the City Commission may adopt the ordinance by an affirmative vote of five-sevenths.

JMG/TH/JGG/ML

T:\AGENDA\2006\may1006\Regular\1757 - review process for 50,000 sqft 5-10-06.doc

ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH AMENDING CHAPTER 142, "LAND DEVELOPMENT REGULATIONS," OF THE CITY CODE, BY AMENDING DIVISION 11, "I-1 LIGHT INDUSTRIAL DISTRICT," BY PROVIDING THAT THE FIRST STEP IN THE PROCESS FOR NEW CONSTRUCTION OF STRUCTURES 50,000 SQUARE FEET BE THE CONDITIONAL USE APPROVAL BY THE PLANNING BOARD. PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

WHEREAS, on February 28, 2006 the majority of the members of the Planning Board voted to recommend approval of a proposed ordinance that would require Conditional Use approval of new construction of structures 50,000 square feet or more; and

WHEREAS, on March 28, 2006 the Planning Board recommended to the City Commission that the first step in the process should be the Conditional Use review by the Planning Board; and

WHEREAS, this proposed ordinance will codify the recommendation of the Planning Board.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA:

Section 1. That Section 142-483, "Conditional uses," is hereby amended as follows:

The conditional uses in the I-1 light industrial district are any use which includes the retail sale of gasoline; new construction of structures 50,000 square feet and over, which review shall be the first step in the process before the review by any of the other land development boards; recycling receiving stations; outdoor entertainment establishment; neighborhood impact establishment; open air entertainment establishment.

SECTION 2. Repealer.

All ordinances or parts of ordinances and all section and parts of sections in conflict herewith be and the same are hereby repealed.

SECTION 3. Codification.

It is the intention of the City Commission, and it is hereby ordained that the provisions of this ordinance shall become and be made part of the Code of the City of Miami Beach as amended; that the sections of this ordinance may be renumbered or relettered to accomplish such intention; and that the word "ordinance" may be changed to "section" or other appropriate word.

SECTION 4. Severability.

If any section, subsection, clause or provision of this Ordinance is held invalid, the remainder shall not be affected by such invalidity.

SECTION 5. Effective Date.

This Ordinance shall take effect ten days following adoption.

PASSED and **ADOPTED** this _____ day of _____, 2006.

ATTEST:

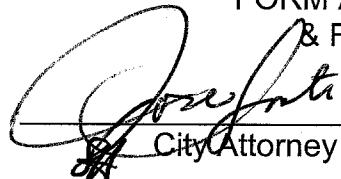
MAYOR

CITY CLERK

First Reading:
Second Reading:

Verified by: _____
Jorge G. Gomez, AICP
Planning Director

APPROVED AS TO
FORM AND LANGUAGE
& FOR EXECUTION

 5/5/06

City Attorney Date

Underscore denotes new language

ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH AMENDING CHAPTER 142, "LAND DEVELOPMENT REGULATIONS," OF THE CITY CODE, BY AMENDING DIVISION 11, "I-1 LIGHT INDUSTRIAL DISTRICT," BY PROVIDING THAT TO THE GREATEST EXTENT POSSIBLE THE FIRST STEP IN THE PROCESS FOR NEW CONSTRUCTION OF STRUCTURES 50,000 SQUARE FEET BE THE CONDITIONAL USE APPROVAL BY THE PLANNING BOARD. PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

WHEREAS, on February 28, 2006 the majority of the members of the Planning Board voted to recommend approval of a proposed ordinance that would require Conditional Use approval of new construction of structures 50,000 square feet or more; and

WHEREAS, the Planning Board recommendation to the City Commission included that the first step in the process should be the review by the Conditional Use review by the Planning Board; and

WHEREAS, this proposed ordinance will codify the recommendation of the Planning Board.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA:

Section 1. That Section 142-483, "Conditional uses," is hereby amended as follows:

The conditional uses in the I-1 light industrial district are any use which includes the retail sale of gasoline; new construction of structures 50,000 square feet and over, which to the greatest extent possible, shall be the first step in the review process before any project is reviewed by other land development boards, recycling receiving stations; outdoor entertainment establishment; neighborhood impact establishment; open air entertainment establishment.

SECTION 2. Repealer.

All ordinances or parts of ordinances and all section and parts of sections in conflict herewith be and the same are hereby repealed.

SECTION 3. Codification.

It is the intention of the City Commission, and it is hereby ordained that the provisions of this ordinance shall become and be made part of the Code of the City of Miami Beach as amended; that the sections of this ordinance may be renumbered or relettered to accomplish such intention; and that the word "ordinance" may be changed to "section" or other appropriate word.

SECTION 4. Severability.

If any section, subsection, clause or provision of this Ordinance is held invalid, the remainder shall not be affected by such invalidity.

SECTION 5. Effective Date.

This Ordinance shall take effect ten days following adoption.

PASSED and **ADOPTED** this _____ day of _____, 2006.

ATTEST:

MAYOR

CITY CLERK

First Reading:
Second Reading:

APPROVED AS TO
FORM AND LANGUAGE
& FOR EXECUTION

Verified by: _____
Jorge G. Gomez, AICP
Planning Director

City Attorney
Date 4-5-06

Underscore denotes new language

F:\PLAN\PLB\draft ordinances\1757 - Cond Use over 50,000 sqft\Ordinance-review process to PB 3-28-06.doc



MIAMI BEACH

CITY OF MIAMI BEACH NOTICE OF A PUBLIC HEARING

NOTICE IS HEREBY given that a public hearing will be held by the City Commission of the City of Miami Beach, in the Commission Chambers, 3rd floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida, on **Wednesday, May 10, 2006 at 5:01 p.m.**, regarding An Ordinance Amending Chapter 142, "Land Development Regulations," Of The City Code, By Amending Division 11, "I-1 Light Industrial District," By Requiring Conditional Use Approval For New Construction Of Structures 50,000 Square Feet And Over.

INQUIRIES may be directed to the Planning Department at (305) 673-7550.

INTERESTED PARTIES are invited to appear at this meeting, or be represented by an agent, or to express their views in writing addressed to the City Commission, c/o the City Clerk, 1700 Convention Center Drive, 1st Floor, City Hall, Miami Beach, Florida 33139. This meeting may be opened and continued and, under such circumstances additional legal notice would not be provided.

Robert E. Parcher
City Clerk
City of Miami Beach

Pursuant to Section 286.0105, Fla. Stat., the City hereby advises the public that: if a person decides to appeal any decision made by the City Commission with respect to any matter considered at its meeting or its hearing, such person must ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.

To request this material in accessible format, sign language interpreters, information on access for persons with disabilities, and/or any accommodation to review any document or participate in any city-sponsored proceeding, please contact (305) 604-2489 (voice), (305) 673-7218(TTY) five days in advance to initiate your request. TTY users may also call 711 (Florida Relay Service).



MIAMI BEACH

CITY OF MIAMI BEACH NOTICE OF A PUBLIC HEARING

NOTICE IS HEREBY given that a public hearing will be held by the City Commission of the City of Miami Beach, in the Commission Chambers, 3rd floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida, on **Wednesday, May 10, 2006 at 5:02 p.m.**, regarding An Ordinance Amending Chapter 142, "Land Development Regulations," Of The City Code, By Amending Division 11, "I-1 Light Industrial District," By Providing That To The Greatest Extent Possible, The First Step In The Process For New Construction Of Structures 50,000 Square Feet And Over Shall Be The Conditional Use Approval By The Planning Board.

INQUIRIES may be directed to the Planning Department at (305) 673-7550.

INTERESTED PARTIES are invited to appear at this meeting, or be represented by an agent, or to express their views in writing addressed to the City Commission, c/o the City Clerk, 1700 Convention Center Drive, 1st Floor, City Hall, Miami Beach, Florida 33139. This meeting may be opened and continued and, under such circumstances additional legal notice would not be provided.

Robert E. Parcher
City Clerk
City of Miami Beach

Pursuant to Section 286.0105, Fla. Stat., the City hereby advises the public that: if a person decides to appeal any decision made by the City Commission with respect to any matter considered at its meeting or its hearing, such person must ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.

To request this material in accessible format, sign language interpreters, information on access for persons with disabilities, and/or any accommodation to review any document or participate in any city-sponsored proceeding, please contact (305) 604-2489 (voice), (305) 673-7218(TTY) five days in advance to initiate your request. TTY users may also call 711 (Florida Relay Service).

(Ad #368)

THIS PAGE INTENTIONALLY LEFT BLANK

Condensed Title:

Amendment pertaining to reducing the height and the number of floors permitted in the RM-1, residential multi-family zoning district within the Flamingo Park Local Historic District.

Key Intended Outcome Supported:

Increase satisfaction with neighborhood character.

Issue:

Should the height and number of floors currently permitted in the RM-1 zoning district within the Flamingo Park Local Historic District be permitted.

Item Summary/Recommendation:

The proposed ordinance would reduce the height from the current 40 feet to 35 feet, and from four floors to three, but only in the RM-1 within the Flamingo Park Local Historic District..

The Administration recommends that the Commission adopt the ordinance after the second reading and public hearing.

Advisory Board Recommendation:

The Planning Board, at the February 28, 2006 meeting, made a motion and approved by a vote of 4-2 (one member absent), to recommend approval of the ordinance as modified – not reducing the FAR but lowering the height and the number of floors permitted.

Financial Information:

Source of Funds:	Amount	Account	Approved
1			
2			
3			
4			
Total			

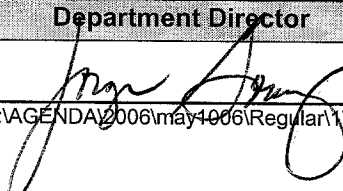
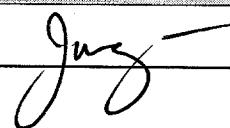
OBPI

Financial Impact Summary:
The proposed Ordinance is not expected to have any fiscal impact.

City Clerk's Office Legislative Tracking:

Jorge Gomez or Mercy Lamazares

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		

T:\AGENDA\2006\may\06\Regular\1756 - Flamingo Height cc sum 5-10-06.doc





MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor David Dermer and Members of the City Commission

FROM: Jorge M. Gonzalez, City Manager

DATE: May 10, 2006

Second Reading Public hearing

SUBJECT: **Flamingo Park Local Historic District – reduction in height and number of floors.**

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH AMENDING CHAPTER 142, "LAND DEVELOPMENT REGULATIONS," OF THE CITY CODE; BY AMENDING DIVISION 3, "RESIDENTIAL MULTIFAMILY DISTRICTS," SUBDIVISION II, "RM-1 RESIDENTIAL MULTIFAMILY LOW INTENSITY," BY ADJUSTING THE HEIGHT FOR ANY NEW CONSTRUCTION OR ADDITIONS TO EXISTING STRUCTURES IN THE FLAMINGO PARK LOCAL HISTORIC DISTRICT. PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

ADMINISTRATION RECOMMENDATION

The Administration recommends that the City Commission adopt the proposed ordinance.

BACKGROUND

August 9, 2005: the Historic Preservation Board adopted a resolution urging the adoption of an amendment to the Land Development Regulations that would lower the maximum allowable FAR from 1.25 to 1.0 and the maximum allowable height from 4 stories/40 feet to 3 stories/30 feet, in the RM-1 zoning district within the Flamingo Park Local Historic District.

September 8, 2005: the City Commission referred this Resolution to the Land Use and Development Committee.

October 10, 2005: the Land Use and Development Committee recommended that the Historic Preservation Board resolutions be referred to the full Commission for discussion.

December 7, 2005: the City Commission discussed these resolutions and referred them to the Planning Board.

January 24, 2006: after discussion and comments from the public, the Planning Board directed staff to prepare an ordinance for public hearing that would lower the FAR and the height for the RM-1 zoning district within the Flamingo Park neighborhood.

ANALYSIS

At the direction of the Planning Board, an ordinance affecting only the RM-1 zoning district within the Flamingo Park Local Historic District was drafted, lowering the FAR from 1.25 to 1.0, reducing the height from 40 feet to 35 feet, and reducing the permitted number of floors from four to three.

A cursory search of new developments approved by the Historic Preservation Board revealed that the 1.25 FAR can be achieved within three floors, including some open-air amenities, such as pools and pool decks provided on the roof and some of the required parking on the ground floor. Thus, the recommendation to the Planning Board was that the reduction in FAR was not necessary, and the FAR should remain at 1.25, which would be the same as in other RM-1 districts throughout the City.

The purpose of this new regulation is to create compatible development with the as-built character of the historic district. The majority of the Flamingo Park neighborhood consists of buildings that are two and three floors in height. By reducing the number of floors and lowering the height to 35 feet, the purpose of compatibility is achieved without the need of reducing the FAR.

PLANNING BOARD ACTION

At the February 28, 2006 meeting, a motion was made and approved by a vote of 4-2 (one member absent), to recommend approval of the ordinance as modified – not reducing the FAR but lowering the height and the number of floors permitted.

CITY COMMISSION ACTION

At the April 11, 2006 meeting, the City Commission approved the proposed ordinance on first reading and set a second reading public hearing for the May 10, 2006 meeting. In addition, the Commission requested that the Administration prepare an ordinance lowering the FAR in the Flamingo Park Local Historic District from 1.25 to 1.0 and present it for first reading at the May 10, 2006 meeting. The Commission also requested that in the interim, the ordinance be referred to the Land Use and Development Committee for discussion.

FISCAL IMPACT

This proposal has no associated negative fiscal impact upon enactment.

CONCLUSION

Pursuant to Section 118-164(3), when a request to amend the Land Development Regulations of the City Code does not change the actual list of permitted, conditional or prohibited uses in a zoning category, the proposed ordinance may be read by title or in

full on at least two separate days and shall, at least ten days prior to adoption, be noticed once in a newspaper of general circulation in the city.

Immediately following the public hearing at the second reading, the City Commission may adopt the ordinance by an affirmative vote of five-sevenths of all members of the City Commission.

JMG/TH/JGG/ML

T:\AGENDA\2006\may1006\Regular\1756 - Flamingo Height cc 5-10-06.doc

ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH AMENDING CHAPTER 142, "LAND DEVELOPMENT REGULATIONS," OF THE CITY CODE; BY AMENDING DIVISION 3, "RESIDENTIAL MULTIFAMILY DISTRICTS," SUBDIVISION II, "RM-1 RESIDENTIAL MULTIFAMILY LOW INTENSITY," BY ADJUSTING THE HEIGHT FOR ANY NEW CONSTRUCTION OR ADDITIONS TO EXISTING STRUCTURES IN THE FLAMINGO PARK LOCAL HISTORIC DISTRICT; PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

WHEREAS, the residents of the Flamingo Park Historic District are concerned about the incompatibility of new construction in this Historic District; and

WHEREAS, the height and scale of the new construction may be responsible for the incompatibility with the as-built character of this neighborhood; and

WHEREAS, in order to alleviate this shortcoming, it is necessary to amend the current requirements of the City Code; and

WHEREAS, the proposed amendment is necessary to improve the general health and welfare of the citizens of the City of Miami Beach.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA:

Section 1. That, "Subdivision II, "RM-1 Residential Multifamily Low Intensity," is hereby amended as follows:

Sec. 142-155. Development regulations and area requirements.

* * *

(b) The lot area, lot width, unit size and building height requirements for the RM-1 residential multifamily, low density district are as follows:

Minimum Lot Area (Square Feet)	Minimum Lot Width (Feet)	Minimum Unit Size (Square Feet)	Average Unit Size (Square Feet)	Maximum Building Height (Feet)	Maximum Number of Stories
5,600	50	New construction--550 Elderly housing: See section 142-1183 Rehabilitated buildings--400	New construction--800 Elderly housing: See section 142-1183 Rehabilitated buildings--550	Historic district--40 <u>Flamingo Park Local Historic District</u> : - 35 (except as provided in section 142-1161) Otherwise--50	Historic district--4 <u>Flamingo Park Local Historic District</u> : - 3 (except as provided in section 142-1161) Otherwise--5

SECTION 2. Repealer.

All ordinances or parts of ordinances and all section and parts of sections in conflict herewith be and the same are hereby repealed.

SECTION 3. Codification.

It is the intention of the City Commission, and it is hereby ordained that the provisions of this ordinance shall become and be made part of the Code of the City of Miami Beach as amended; that the sections of this ordinance may be renumbered or relettered to accomplish such intention; and that the word "ordinance" may be changed to "section" or other appropriate word.

SECTION 4. Severability.

If any section, subsection, clause or provision of this Ordinance is held invalid, the remainder shall not be affected by such invalidity.

SECTION 5. Effective Date.

This Ordinance shall take effect ten days following adoption.

PASSED and **ADOPTED** this _____ day of _____, 2006.

ATTEST:

MAYOR

CITY CLERK

First Reading:
Second Reading:

APPROVED AS TO
FORM AND LANGUAGE
& FOR EXECUTION

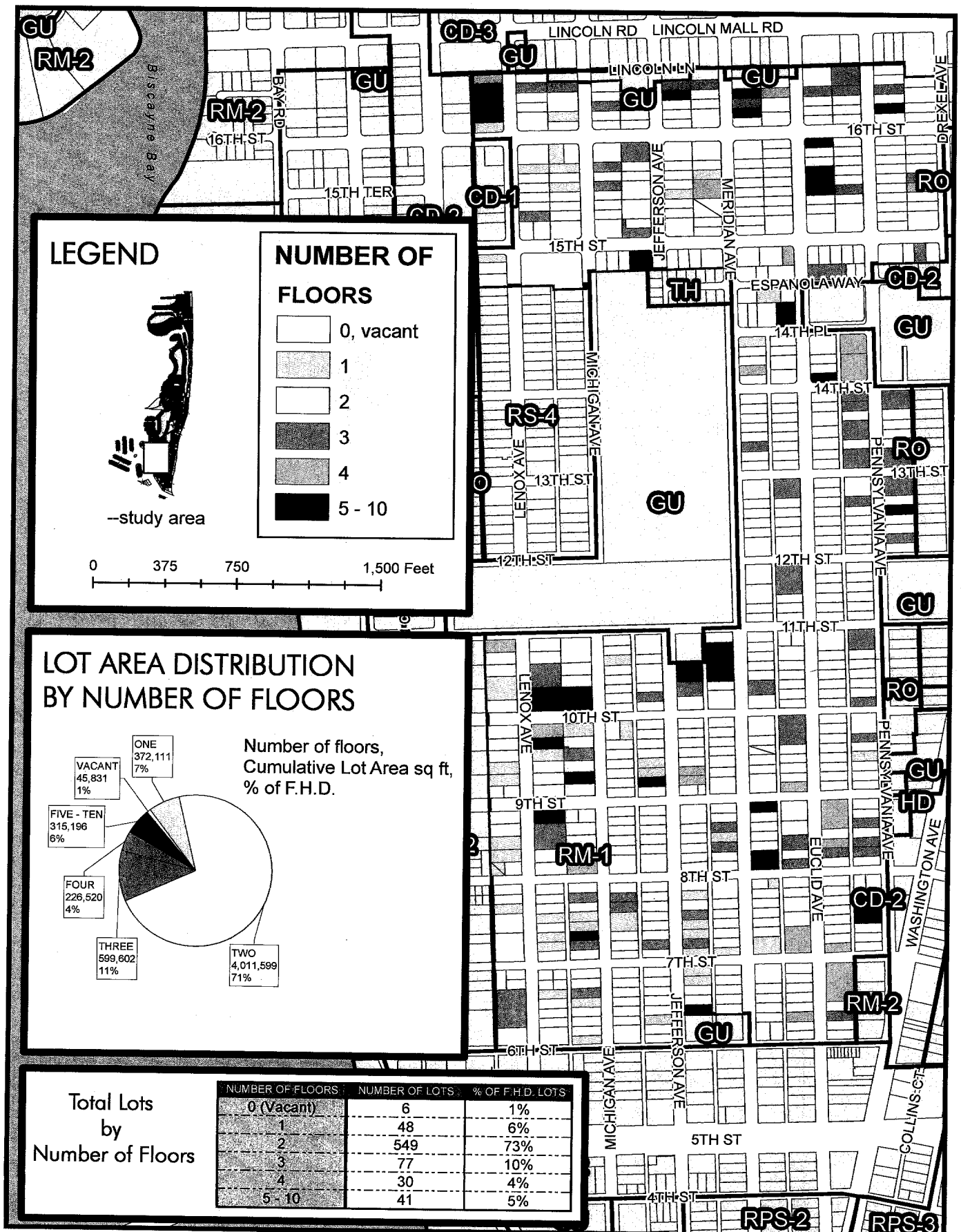
Verified by: _____
Jorge G. Gomez, AICP
Planning Director

City Attorney _____
Date

Underscore denotes new language

F:\PLAN\PLB\draft ordinances\1756 - Flamingo FAR & Height\FAR & Height ord PB version.doc

Flamingo Historic District Miami Beach





MIAMI BEACH

CITY OF MIAMI BEACH

NOTICE OF A PUBLIC HEARING

NOTICE IS HEREBY given that public hearings will be held by the Mayor and City Commission of the City of Miami Beach, Florida, in the Commission Chambers, 3rd floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida, on **Wednesday, May 10, 2006**, to consider the following:

10:45 a.m.

An Ordinance Amending Chapter 46 Of The City Code, Entitled "Environment," By Amending Article IV, Entitled "Noise," By Amending Section 46-156, Entitled "Temporary Permits," By Amending The Prohibited Areas For Construction Noise And Providing Exceptions Thereto; Amending Section 46-158, Entitled "Enforcement By Code Inspectors; Notice Of Violation," By Amending The Procedures For Warnings In Single Family Zoning Districts.

INQUIRIES may be directed to the City Manager's Office at (305) 673-7010.

5:05 p.m.

An Ordinance Amending Chapter 142, "Land Development Regulations," Of The City Code; By Amending Division 3, "Residential Multifamily Districts," Subdivision II, "RM-1 Residential Multifamily Low Intensity," By Adjusting The Height For Any New Construction Or Additions To Existing Structures In The Flamingo Park Local Historic District.

INQUIRIES may be directed to the Planning Department at (305) 673-7550.

INTERESTED PARTIES are invited to appear at this meeting, or be represented by an agent, or to express their views in writing addressed to the City Commission, c/o the City Clerk, 1700 Convention Center Drive, 1st Floor, City Hall, Miami Beach, Florida 33139. This meeting may be opened and continued and, under such circumstances additional legal notice would not be provided.

Robert E. Parcher
City Clerk
City of Miami Beach

Pursuant to Section 286.0105, Fla. Stat., the City hereby advises the public that: if a person decides to appeal any decision made by the City Commission with respect to any matter considered at its meeting or its hearing, such person must ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.

To request this material in accessible format, sign language interpreters, information on access for persons with disabilities, and/or any accommodation to review any document or participate in any city-sponsored proceeding, please contact (305) 604-2489 (voice), (305) 673-7218 (TTY) five days in advance to initiate your request.

THIS PAGE INTENTIONALLY LEFT BLANK

Condensed Title:

Amendment pertaining to reducing the height and the number of floors permitted in the RM-1, residential multi-family zoning district within the Flamingo Park Local Historic District.

Key Intended Outcome Supported:

Increase satisfaction with neighborhood character.

Issue:

Should the height and number of floors currently permitted in the RM-1 zoning district within the Flamingo Park Local Historic District be permitted.

Item Summary/Recommendation:

The proposed ordinance would reduce the height from the current 40 feet to 35 feet, and from four floors to three, but only in the RM-1 within the Flamingo Park Local Historic District..

The Administration recommends that the City Commission approve the reduction in FAR from 1.25 to 1.0, but to retain the flexibility to use the 0.25 FAR when more than 25 percent of the total area of a building is used for low income, moderate income or workforce housing, and set a second reading public hearing for the June 7, 2006 meeting.

Advisory Board Recommendation:

The Planning Board, at the February 28, 2006 meeting, made a motion and approved by a vote of 4-2 (one member absent), to recommend approval of the ordinance as modified – not reducing the FAR but lowering the height and the number of floors permitted.

Financial Information:

Source of Funds:	Amount	Account	Approved
1			
2			
3			
4			
Total			

OBPI

Financial Impact Summary:
The proposed Ordinance is not expected to have any fiscal impact.

City Clerk's Office Legislative Tracking:

Jorge Gomez or Mercy Lamazares

Sign-Offs:

Department Director	Assistant City Manager	City Manager
<i>[Signature]</i>		<i>[Signature]</i>

T:\AGENDA\2006\May1006\Regular\1756 - Flamingo Height cc sum 5-10-06.doc





MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor David Dermer and Members of the City Commission

FROM: Jorge M. Gonzalez, City Manager

DATE: May 10, 2006

First Reading

SUBJECT: **Flamingo Park Local Historic District – reduction in Floor Area Ratio (FAR)**

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH AMENDING CHAPTER 142, "LAND DEVELOPMENT REGULATIONS," OF THE CITY CODE; BY AMENDING DIVISION 3, "RESIDENTIAL MULTIFAMILY DISTRICTS," SUBDIVISION II, "RM-1 RESIDENTIAL MULTIFAMILY LOW INTENSITY," BY REDUCING THE FLOOR AREA RATIO FROM 1.25 TO 1.0 FOR ANY NEW CONSTRUCTION OR ADDITIONS TO PROPERTIES IN THE FLAMINGO PARK LOCAL HISTORIC DISTRICT; PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

ADMINISTRATION RECOMMENDATION

The Administration recommends that the City Commission approve the reduction in FAR from 1.25 to 1.0, but to retain the flexibility to use the 0.25 FAR when more than 25 percent of the total area of a building is used for low income, moderate income or workforce housing, and set a second reading public hearing for the June 7, 2006 meeting.

BACKGROUND

August 9, 2005: the Historic Preservation Board adopted a resolution urging the adoption of an amendment to the Land Development Regulations that would lower the maximum allowable FAR from 1.25 to 1.0 and the maximum allowable height from 4 stories/40 feet to 3 stories/30 feet, in the RM-1 zoning district within the Flamingo Park Local Historic District.

September 8, 2005: the City Commission referred this Resolution to the Land Use and Development Committee.

October 10, 2005: the Land Use and Development Committee recommended that the Historic Preservation Board resolutions be referred to the full Commission for discussion.

December 7, 2005: the City Commission discussed these resolutions and referred them to the Planning Board.

January 24, 2006: after discussion and comments from the public, the Planning Board directed staff to prepare an ordinance for public hearing that would lower the FAR and the height for the RM-1 zoning district within the Flamingo Park neighborhood.

February 28, 2006: The Planning Board recommended approval of an ordinance that lowered the existing height within the RM-1 zoning district within the Flamingo Park neighborhood from 40 feet to 35 feet and from 4 floors to 3 floors, adopting the recommendation made by staff not to reduce the FAR.

ANALYSIS

At the direction of the Planning Board, an ordinance affecting only the RM-1 zoning district within the Flamingo Park Local Historic District was drafted, lowering the FAR from 1.25 to 1.0, reducing the height from 40 feet to 35 feet, and reducing the permitted number of floors from four to three.

A cursory search of new developments approved by the Historic Preservation Board revealed that the 1.25 FAR can be achieved within three floors, including some open-air amenities, such as pools and pool decks provided on the roof and some of the required parking on the ground floor. Thus, the recommendation to the Planning Board was that the reduction in FAR was not necessary, and the FAR should remain at 1.25, which would be the same as in other RM-1 districts throughout the City.

The purpose of this new regulation is to create compatible development with the as-built character of the historic district. The majority of the Flamingo Park neighborhood consists of buildings that are two and three floors in height. By reducing the number of floors and lowering the height to 35 feet, the purpose of compatibility is achieved without the need of reducing the FAR.

PLANNING BOARD ACTION

At the February 28, 2006 meeting, a motion was made and approved by a vote of 4-2 (one member absent), to recommend approval of the ordinance as modified – not reducing the FAR but lowering the height and the number of floors permitted.

CITY COMMISSION ACTION

At the April 11, 2006 meeting, the City Commission approved the proposed ordinance lowering the height within the Flamingo Park neighborhood from 40 feet to 35 feet and from 4 floors to 3 floors.

In addition, the Commission requested that the Administration prepare an ordinance lowering the FAR in the Flamingo Park Local Historic District from 1.25 to 1.0 and present it for first reading at the May 10, 2006 meeting. The attached proposed ordinance accomplishes the request made by the Commission.

FISCAL IMPACT

This proposal has no associated negative fiscal impact upon enactment.

CONCLUSION

Pursuant to Section 118-164(3), when a request to amend the Land Development Regulations of the City Code does not change the actual list of permitted, conditional or prohibited uses in a zoning category, the proposed ordinance may be read by title or in full on at least two separate days and shall, at least ten days prior to adoption, be noticed once in a newspaper of general circulation in the city.

Immediately following the public hearing at the second reading, the City Commission may adopt the ordinance by an affirmative vote of five-sevenths of all members of the City Commission.

JMG/TH/JGG/ML

T:\AGENDA\2006\may1006\Regular\1756-r - Flamingo FAR cc 5-10-06.doc

ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH AMENDING CHAPTER 142, "LAND DEVELOPMENT REGULATIONS," OF THE CITY CODE; BY AMENDING DIVISION 3, "RESIDENTIAL MULTIFAMILY DISTRICTS," SUBDIVISION II, "RM-1 RESIDENTIAL MULTIFAMILY LOW INTENSITY," BY REDUCING THE FLOOR AREA RATIO FROM 1.25 TO 1.0 FOR ANY NEW CONSTRUCTION OR ADDITIONS TO PROPERTIES IN THE FLAMINGO PARK LOCAL HISTORIC DISTRICT. PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

WHEREAS, the residents of the Flamingo Park Historic District are concerned about the incompatibility of new construction in this Historic District; and

WHEREAS, the scale of the new construction may be incompatible with the as-built character of this neighborhood; and

WHEREAS, in order to alleviate this shortcoming, it is necessary to amend the current requirements of the City Code; and

WHEREAS, at the April 11, 2006 meeting, the City Commission requested that the FAR for the Flamingo Park Local Historic District which is located within the RM-1 zoning district be lowered from 1.25 to 1.0; and

WHEREAS, the proposed ordinance fulfills the request of the City Commission.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA:

Section 1. That, "Subdivision II, "RM-1 Residential Multifamily Low Intensity," is hereby amended as follows:

Section 142-155, "Development regulations and area requirements."

- (a) The development regulations in the RM-1 residential multifamily, low density district are as follows:
- (1) Max. FAR: 1.25; Flamingo Park Local Historic District: 1.0; west side of Collins Avenue between 76th and 79th Streets--1.4.
 - (2) Public and private institutions: Lot area equal to or less than 15,000 sq. ft.--1.25; lot area greater than 15,000 sq. ft.--1.4

* * *

SECTION 2. Repealer.

All ordinances or parts of ordinances and all section and parts of sections in conflict herewith be and the same are hereby repealed.

SECTION 3. Codification.

It is the intention of the City Commission, and it is hereby ordained that the provisions of this ordinance shall become and be made part of the Code of the City of Miami Beach as amended; that the sections of this ordinance may be renumbered or relettered to accomplish such intention; and that the word "ordinance" may be changed to "section" or other appropriate word.

SECTION 4. Severability.

If any section, subsection, clause or provision of this Ordinance is held invalid, the remainder shall not be affected by such invalidity.

SECTION 5. Effective Date.

This Ordinance shall take effect ten days following adoption.

PASSED and **ADOPTED** this _____ day of _____, 2006.

ATTEST:

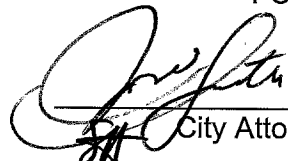
MAYOR

CITY CLERK

First Reading:
Second Reading:

Verified by: _____
Jorge G. Gomez, AICP
Planning Director

APPROVED AS TO
FORM AND LANGUAGE
& FOR EXECUTION

 _____
City Attorney 5/5/06 Date

Underscore denotes new language

F:\PLAN\PLB\draft ordinances\1756 - Flamingo FAR & Height\FAR ord CC version 4-11-06.doc

THIS PAGE INTENTIONALLY LEFT BLANK

R7 - Resolutions

- R7A A Resolution Granting An After-The-Fact Revocable Permit To AB Green Raleigh LLC, Owner Of The Raleigh Hotel Located At 1775 Collins Avenue, To Retain Portions Of Existing Encroachments In The Adjacent 18th Street City Right-Of-Way Consisting Of Columns, Landscaping And A Masonry Fence Wall, While Minimizing The Encroachment At The Existing Stairs; However, Approval Of The Permit Shall Be Subject To And Contingent Upon Applicant's Removal And Restoration Of The Area At All Other Encroachments Within The Right-Of-Way, Including A Landing And Portion Of The Stairs, Walls, A Trash Enclosure And An Underground Storage Vault, And Completion Of Abutting Sidewalks Without Limitation.

(Public Works)

(Memorandum and Resolution to be Submitted in Supplemental)

AGENDA ITEM R7A
DATE 5-10-06

THIS PAGE INTENTIONALLY LEFT BLANK

Condensed Title:

A Resolution of the Mayor and City Commission of the City of Miami Beach, Florida, waiving by 5/7ths vote, the formal competitive bidding requirements, finding such waiver to be in the best interest of the City, and authorizing the City Manager, as the City's Designee, to take all necessary actions to procure the necessary demolition, design, and construction services for the renovation of the Normandy Shores Clubhouse, and the construction of the new Golf Course maintenance building, cart barn, and two(2) restroom buildings, as follows; authorizing the City Manager to an agreement for pre-construction services, in an amount not to exceed \$50,000, with the firm of Coastal Construction Company; and upon satisfactory completion of said pre-construction services, authorizing the City Manager to negotiate, and execute a Guaranteed Maximum Price (GMP) for the construction of the aforesated project; provided that the pre-construction services agreement and GMP agreement shall be subject to ratification by the Mayor and City Commission at a future meeting and in the event the City Commission does not approve the aforesated waiver, authorizing the Administration to issue a Request for Proposals(RFP) for the necessary construction services relative to the above reference project.

Key Intended Outcome Supported:

Ensure well designed quality capital projects.

Issue:

Should the City Commission accept the City Manager's recommendation to waive the competitive bidding requirements and allow the City Manager to execute a contract in the not to exceed amount of \$50,000 for pre-construction services for the facilities at the Normandy Shores Golf Course facilities to the Construction Manager at Risk firm of Coastal Construction?

Item Summary/Recommendation:

In order for the golf course to be operational for the winter of 2007 the ancillary facilities (clubhouse, cart barn, maintenance building and restroom buildings) of the golf course need to be designed, permitted and built by the completion of the golf course project. In particular, the golf course maintenance facility is essential to the proper maintenance of the tees, greens and fairways, as they are turned over, in phases of completion, by the golf course contractor to the City's Parks & Recreation Department. CIP staff recommends that the most advantageous project delivery method to accomplish the successful completion of the golf course facilities in an expedited manner would be to simultaneously retain the services of an Architect and a Construction Manager at Risk Contractor, who would work as a team to provide the City with the most economical and practical implementation of the project. Part of the Team's Task would be to make recommendations concerning the availability of construction materials, and the impact it may have on the design and the building type that can be delivered in today's market within the time constraints required. If the City were to procure the services of an Architect and Construction Manager at Risk(CMR) through the required procurement process of issuing a Request for Qualifications (RFQ), it would take a minimum of 120 days to award a contract. This would delay the start of design and construction by at least four months. The Normandy Shores community has consistently demanded that the renovation of the closed down golf course and facilities be completed as quickly as possible. The existing facilities have been abandoned for over a year. During this time, the facilities have deteriorated to such an extent that structural failures are visible. These building failures include missing and/or caved in roofs, deterioration of structural columns, water damage, and electrical and mechanical system failures. Further damage of the Normandy Shores Clubhouse, if left unattended may cause such structural deterioration that the facility may necessitate total demolition. In addition, the damage caused by the 2005 hurricane season has caused further deterioration of the facilities which require immediate attention. Given the need to make the facilities available at the time that the golf course renovation project is completed, CIP recommends that the Mayor and City Commission waive the competitive bid process for the CMR.

Advisory Board Recommendation:

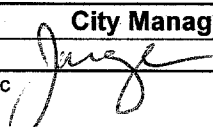
N/A

Financial Information:

Source of Funds:	Amount	Account	Approved
OBPI	1	\$50,000	Previously Appropriated G.O. Bond Funds for the Clubhouse Project.
Total	\$50,000		

Financial Impact Summary:**City Clerk's Office Legislative Tracking:**

Graciela Escalante R.A., Senior Capital Projects Coordinator

Sign-Offs: Dept. Director	Assistant City Manager	City Manager
JECh	TH	

T:\AGENDA\2006\may1006\Regular\NSGC-CH-Facilities-Waiver of CMRisk Services Summary.doc



MIAMIBEACH

AGENDA ITEM R7B
DATE 5-10-06



MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor David Dermer and Members of the City Commission

FROM: Jorge M. Gonzalez, City Manager

DATE: May 10, 2006.

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, WAIVING BY 5/7THS VOTE, THE FORMAL COMPETITIVE BIDDING REQUIREMENTS, FINDING SUCH WAIVER TO BE IN THE BEST INTEREST OF THE CITY, AND AUTHORIZING THE CITY MANAGER, AS THE CITY'S DESIGNEE, TO TAKE ALL NECESSARY ACTIONS TO PROCURE THE NECESSARY CONSTRUCTION SERVICES FOR THE RENOVATION OF THE NORMANDY SHORES CLUBHOUSE, AND THE CONSTRUCTION OF THE NEW GOLF COURSE MAINTENANCE BUILDING, CART BARN, AND TWO (2) RESTROOM BUILDINGS (THE PROJECT), AS FOLLOWS: (1) AUTHORIZING THE CITY MANAGER TO NEGOTIATE (IN CONJUNCTION WITH THE CITY'S CAPITAL IMPROVEMENTS OFFICE (CIP)) AND EXECUTE AN AGREEMENT FOR PRE-CONSTRUCTION SERVICES, IN AN AMOUNT NOT TO EXCEED \$50,000, WITH THE FIRM OF COASTAL CONSTRUCTION COMPANY AND, UPON SATISFACTORY COMPLETION OF SAID PRE-CONSTRUCTION SERVICES; (2) AUTHORIZING THE CITY MANAGER TO NEGOTIATE (IN CONJUNCTION WITH CIP) AND EXECUTE A GUARANTEED MAXIMUM PRICE (GMP) AGREEMENT WITH COASTAL CONSTRUCTION COMPANY FOR THE CONSTRUCTION OF THE AFORESTATED PROJECT; IN THE EVENT THE ADMINISTRATION IS UNSUCCESSFUL IN NEGOTIATING AN AGREEMENT(S) WITH COASTAL CONSTRUCTION COMPANY, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT(S) WITH THE SECOND RECOMMENDED FIRM OF PIRTLE CONSTRUCTION COMPANY; IN THE EVENT THE ADMINISTRATION IS UNSUCCESSFUL IN NEGOTIATING AN AGREEMENT(S) WITH PIRTLE CONSTRUCTION COMPANY, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT(S) WITH THE THIRD RECOMMENDED FIRM OF THE TOWER GROUP; IN THE EVENT THE ADMINISTRATION IS UNSUCCESSFUL IN NEGOTIATING AN AGREEMENT(S) WITH THE TOWER GROUP, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT(S) WITH THE FOURTH RECOMMENDED FIRM OF SUFFOLK CONSTRUCTION COMPANY; IN THE EVENT THE ADMINISTRATION IS UNSUCCESSFUL IN NEGOTIATING AN AGREEMENT(S) WITH SUFFOLK CONSTRUCTION COMPANY, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT(S) WITH THE FIFTH RECOMMENDED FIRM OF TURNER CONSTRUCTION COMPANY; PROVIDED FURTHER THAT THE AFORESTATED PRE-CONSTRUCTION SERVICES AGREEMENT AND GMP AGREEMENT SHALL BE SUBJECT TO RATIFICATION BY THE MAYOR AND CITY COMMISSION AT A FUTURE MEETING; IN THE**

ALTERNATIVE, PROVIDED FURTHER THAT, IN THE EVENT THE CITY COMMISSION DOES NOT APPROVE THE AFORESTATED WAIVER, AUTHORIZING THE ADMINISTRATION TO ISSUE A REQUEST FOR PROPOSALS (RFP) FOR THE NECESSARY CONSTRUCTION SERVICES RELATIVE TO THE ABOVE REFERENCED PROJECT.

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

FUNDING

Funding is available from the previously appropriated GO Bond funds for the Normandy Shores Clubhouse Project.

ANALYSIS

On October 8, 1997, pursuant to Request For Qualifications No. 79-96/97 (RFQ), the Mayor and City Commission adopted Resolution No. 97-22575, authorizing the Mayor and City Clerk to execute an Agreement with the firm of Arthur Hill and Associates, for professional services for the design, construction, bidding documents, construction observation, project administration, scheduling, and cost estimating necessary for the renovation and improvement of three City golf courses: Bayshore Golf Course, Bayshore/Par 3, and the Normandy Shores Golf Course (the Agreement).

On September 8, 2004, the City adopted Resolution No. 2004-25665 for Amendment No. 2 for additional services necessary for the renovation of the Normandy Shores Golf Course Project which included services relative to the drainage and irrigation system improvements. Currently, it is anticipated that the golf course renovation project will commence later this year, with anticipated duration of at least twelve (12) months.

On December 2, 2005, in an effort to minimize delays, the City's Capital Improvement Projects Office (CIP) issued Pass International, one of the City's Job Order Contractor's (JOC), a Notice to Proceed for design-build services for the renovation of the existing Clubhouse, demolition and design of a new Maintenance Building, Cart Barn, and Two Restroom buildings on the Normandy Shores Golf Course. Shortly after Pass International started the design-build process, the administration concluded that retaining design services under the JOC contract would not comply with state regulatory requirements for a project of this size. Accordingly, on February 17, 2006, the City terminated the services for the design-build contract with Pass International.

In order for the golf course to be operational for the winter of 2007 the ancillary facilities (clubhouse, cart barn, maintenance building and restroom buildings) of the golf course need to be designed, permitted and built to coincide with the renovation. In particular, the golf course maintenance facility is essential to the proper maintenance of the golf course by the City's Parks & Recreation Department. CIP staff recommends that the most advantageous project delivery method to accomplish the successful completion of the golf course facilities in an expedited manner would be to simultaneously retain the services of an Architect and a Construction Manager at Risk Contractor, who would work as a team to provide the City with the most economical and practical implementation of the project. Part of the Team's Task would be to make recommendations concerning the availability of construction materials, and the impact it may have on the design and the building type that can be delivered in today's market within the time constraints required.

If the City would procure the services of an Architect and Construction Manager at Risk (CMR) through the City's standard procurement process of issuing a Request for Qualifications (RFQ), it would take a minimum of 120 days to award a contract and, based on previous experience, could take as long as 180 to 270 days from issuance of the RFQ through execution of agreement. This would delay the start of design and construction by at least four months. By waiving the selection and/or competitive bidding requirements, the City could start negotiating a contract with the Architectural and CMR firms immediately after the commission meeting making it possible for the City to give the Architectural and CMR firms a Notice to Proceed within four weeks from the Commission meeting. The facilitation of negotiating the contracts within four weeks would result in substantial savings to the City in terms expedited design and construction schedules.

CIP reviewed three project delivery methods best suited for the facilities at the Normandy Shores Golf Course Project. The following project delivery methods were analyzed for implementation on this project:

1. **Conventional Design-Bid Award:** This method entails the competitive selection of an Architect, who designs the project and produces a set of construction documents that are advertised for bid and recommended for award by the City Commission. In this method the Architect and Contractor are independently under contract with the City.
2. **Design-Build:** This method entails the competitive selection of a Design Criteria Professional who produces a set of performance specifications which consist of a Design Criteria Package. Once the Design Criteria Package is approved, the competitive selection process for a Design-Build firm begins. Once the Design-Build Team is short-listed, a recommendation for award is made to the Commission and the Design Build Team can commence the construction documents thereafter. In this method, the Contractor and the Design Criteria Professional are under contract with the City. The Architect of Record is under contract and works directly for the Contractor.
3. **Construction Manager at Risk (CMR):** This method entails the selection of an Architectural firm and a CMR firm simultaneously through a competitive selection process based on performance. Under the CMR approach, the owner enters into agreements with both an A/E and a Contractor early in the process. They are both independently responsible for the design as well as for the value of the project as it relates to established budgets. During the design process the Contractor provides constructability, value engineering, and construction methods advice so that the final construction documents lead to a more accurate price. The end result is a Guaranteed Maximum Price (GMP) from the Contractor which is subject to restrictions in change orders requests and minimizes or eliminates additional costs to the owner. In this approach, the CIP staff is involved in monitoring both the A/E and the Contractor throughout the complete project process. This scenario tends to minimize additional services requests from the A/E since most of the issues which may arise during construction are addressed during the team design approach. Additional costs from the contractor, including time extensions, are also minimized since the GMP method prohibits most project cost adjustments.

CIP staff recommends the CMR option as the most advantageous project delivery method to successfully complete the ancillary facilities at the Normandy Shores Golf Course by retaining the services of an Architect and a CMR firm, who would work as a team to provide the City with the most economical and practical implementation of the project. This would enable the City to commence with the design / construction documents immediately upon contract award and the CMR firm would assist the Architectural firm by providing pre-construction services and value engineering early in the design phases of the project. Thus,

the CMR option enables the City to start the design / construction documents phase immediately after award and gain the City the time it would take the Design-Builder to produce the Design Criteria Package.

Another advantage of this option, is that the cost is negotiated upfront, is generally not increased during construction, and the responsibility for the project in term of time and cost is mostly on the contractor, with less flexibility than on a Design-Build approach. This leads to the contractor being more efficient, increased productivity, and few or no change orders. Under this approach, time is of the essence to the contractor because there will be no compensation considered for delays.

In addition, the concept of partnering an Architectural firm with a CMR firm early in the design process thru this team approach, fosters a spirit of cooperation rather than the adversarial relationships inherent in the relationships arising from the "low bid" mentality. The teaming of the Architectural Firm and CMR firms lead to coordinated design documents, a thorough review of existing conditions, and detailed recommendations of building systems which would save the City, time and money without impacting quality.

The Normandy Shores community has consistently demanded that the renovation of the closed down golf course and facilities be completed as quickly as possible. The existing facilities have been abandoned for over a year. During this time, the facilities have deteriorated to such an extent that structural failures are visible. These building failures include missing and/or caved in roofs, deterioration of structural columns, water damage, and electrical and mechanical system failures. Further damage of the Normandy Shores Clubhouse, if left unattended may cause such structural deterioration that the facility may necessitate total demolition.

In addition, the damage caused by the 2005 hurricane season has caused further deterioration of the facilities which require immediate attention.

Given the need to make the facilities available at the time that the golf course renovation project is completed, CIP recommends that the Mayor and City Commission waive the competitive bid process for the Construction Manager at Risk Contractor pursuant to Section 2-367(e) of the City Code and Section 255.20(1)-5, 8,9,10 of the Florida Statutes.

Section 2-367(e) of the City Code:

"The City Commission, upon written recommendation of the City Manager, may by resolution adopted by a five-sevenths vote of the City Commission waive competitive bidding when the City Commission finds such waiver to be in the best interest of the City. In the event of such a waiver the City Commission may authorize the execution of a negotiated contract".

Section 255.20(1)-5, 8,9,10 of the Florida Statutes: *"When the project is undertaken as repair or maintenance of an existing public facility".*

8. *"When the local government has competitively awarded a project to a private sector contractor and the contractor has abandoned the project before completion or the local government has terminated the contract."*

Evaluation Process:

In order to exercise due diligence in the selection of a Construction Manager at Risk Contractor, CIP Staff has done the following:

1. On April 10, 2006, met with Miami-Dade County Public School (MDCPS) Staff to inquire about the CM at Risk Firms procured through a competitive selection process. The MDCPS shared with the City, a list of pre-qualified CMR firms, their

bonding capacities, and their latest evaluation scores for the third quarter of 2005. MDCPS is procuring most of its \$1 billion capital construction program using CMR firms.

2. Based on the aforementioned documentation and the desire of CIP to attract quality Contractors, the City proceeded to contact eight (8) CMR firms, six of whom were pre-qualified with MDCPS. Of the eight firms contacted, three firms (Betancourt Castellon & Associates, A2 Group and Veitia-Padron, Inc) stated that they had previous commitments and their work load was such that they could not take on additional work without jeopardizing the quality of their service. The following remaining firms were interviewed by Senior CIP staff:

- Turner Construction
- Suffolk Construction
- James B. Pirtle Construction
- Coastal Construction Company
- The Tower Group

Prior to the commencement of the interview process, CIP staff developed an evaluation criteria and score sheet to be used for the evaluation. The evaluation criteria consisted of a list of key questions based on the Best Value Procurement process, which the City is currently using to select qualified vendors as well as other City procurement criteria. The Evaluation Questionnaire and Score Sheet are attached as Exhibit "A" and "B" respectively.

CIP staff asked that the interested CMR's bring their qualifications for review during the interview process. All CMR candidates were asked the same questions as listed on the Evaluation Criteria Questionnaire. In addition, during the interviews all interested candidates were given an explanation of the City's intention to follow as closely as possible the recommendations of Best Value Procurement and the requirement that all firms were to submit a Risk Assessment Plan and a Quality Control plan as well as letters of recommendation from previous clients. This information was analyzed by CIP Staff in evaluating the CMR firms for the project.

The interview and selection process included the evaluation of each firm's qualifications, past experience, size of firm, previous performance, public sector experience, size of projects completed and dollar value, previous Contractor evaluation scores from MDCPS, reference letters, Project Team's qualifications, Project Manager's experience and qualifications, and their Risk Assessment and Quality Control Plans.

Following the interview process, CIP Staff independently evaluated the submittals of the CMR firms and completed the Evaluation Criteria Questionnaire, scoring and ranking the firms. The following are the scores and ranking of the firms:

Coastal Construction Company: Ranked Number 1

Pirtle Construction: Ranked Number 2

The Tower Group : Ranked Number 3

Suffolk Construction: Ranked Number 4

Turner Construction: Ranked Number 5

Please see attached Exhibit "A" for Coastal Construction Company; The Risk Assessment and Quality Control Plan.

CONCLUSION

Considering the scores and ranking listed above, CIP staff recommends that the Mayor and City Commission waive the competitive bidding requirements pursuant to City Code and Florida Statute and award the Construction Manager at Risk contract for pre-construction services, to Coastal Construction Company, in a form acceptable to the City Attorney, in an amount not to exceed \$50,000 to be negotiated, for said project, and upon completion of the pre-construction services, the Construction Manager at Risk firm and the City will negotiate a Guaranteed Maximum Price (GMP) for the construction of said project. The GMP amendment and associated agreements will be presented at a future time for Mayor and City Commission approval.

Attachment: Exhibits; "A".

T:\AGENDA\2006\may1006\Regular\NSGC-CH-Facilities-Waiver of CMRisk-Memo May 10 2006 (2).doc

Exhibit A: Risk Assessment & Quality Control Plan- Coastal



April 18, 2006

Jorge Chartrand
Director
Capital Improvement Projects Office
Miami Beach, FL

Dear Jorge:

As a follow up to our meeting yesterday, we are pleased to present a summary of our Risk Management Program for your project.

Risk Management and Control is built into each step of our company processes. It is comprised of 6 primary exposures: Contracts, Safety, Insurance & Loss Control, Legal, Quality Control, and Project Specific items. Our team is dedicated to monitoring and mitigating risk on a daily basis to help prevent adverse events from having an unfavorable effect on our company's projects.

Thank you for the opportunity to submit this proposal, and we look forward to the possibility of working with you and your team of professionals. Should you have any questions or we can be of any service, please do not hesitate to give us a call.

Sincerely,

COASTAL CONSTRUCTION COMPANY

Daniel E. Whiteman, Ph.D.
President

RECEIVED
2006 APR 19 PM 5:02
CITY OF MIAMI BEACH
CAPITAL IMPROVEMENT
PROJECTS

Coastal Construction Company

5959 Blue Lagoon Drive
Suite 200
Miami, Florida 33126

305 559 4900 Telephone
305 221 5005 Facsimile

N-156C CH-03d-04182006

NORMANDY SHORES GOLF COURSE CLUBHOUSE AND COMMUNITY CENTER FACILITIES

RISK MANAGEMENT PLAN

There are six key components to the Coastal Risk Management Plan that are implemented on every project the organization undertakes. Each of these are summarized below, and additional information is available on each should it be requested.

- **Contracts**

Coastal considers that there are two essential points integral to successful contracts for construction projects; these are Fair and Equitable. Contracts which include these two elements facilitate the means for the Construction Manager to continue construction progress in the event of pending changes which may arise during construction and assure that they have minimal impact on the Owner's project schedule.

Additionally, properly scoped contracts between the Construction Manager and our Subcontractors serves to avoid disputes and mitigate changes throughout construction.

- **Safety**

Coastal is committed to providing safe working conditions for every person who steps onto our construction sites. Coastal's comprehensive Construction Site Safety and Hazard Communication Program have reduced the personal and financial losses to well below national average. A copy of the Coastal program is available for your review upon request.

Each of our Project Managers and Superintendents has completed the OSHA 30-hour Safety Training program and receive a 10-hour refresher course annually. Coastal ensures that all of our Subcontractors are trained according to OSHA regulations and our high standards. The continuous training and compliance with our programs is directed under the leadership of a dedicated Safety Director.

As a result of our commitment to a safe workplace, Coastal has had no OSHA violations in the past 5 years.

- **Insurance and Loss Control**

Coastal believes that an effective and comprehensive insurance program is an integral part of our risk management program. Our objective is to maintain a portfolio of coverage with insurers and terms that exceed all applicable quality benchmarks in our industry, while keeping costs within industry standards.

To meet these objectives, Coastal has partnered with Willis North America, the country's largest construction insurance consultant and broker. On a daily basis we utilize their "Best of Industry" construction practice resources, with direct access to the specific policy specialists in our industry.

NORMANDY SHORES GOLF COURSE CLUBHOUSE AND COMMUNITY CENTER FACILITIES

- **Legal**

Coastal prides itself on the fact that we have never been required to have the legal system determine the final outcome of a project with any of our Customers. Our proactive approach to issue resolution through Partnering serves continually to mitigate issues by identifying prompt solutions implemented effectively.

Coastal has on staff an In-house Legal Counsel to participate in a review of all contract negotiations and any potential legal issues that arise, thereby minimizing the need for the use of Outside Counsel for the day to day operations of the company.

- **Quality Assurance and Quality Control**

Coastal believes that the key to a successful project is to "Do Things Right – The First Time". As a result of this philosophy, Coastal has one of its founding principals of the company dedicated full-time to Quality Assurance and Quality Control. The projects Coastal constructs and the Customers for whom the company builds are the key to our future, and serve as the best references that could be provided.

Our Quality Management assures:

- Quality that exceeds our Customers expectations
- Maximization of personnel productivity
- Conservation of resources
- Reduction in required corrective measures
- Timely completion of projects

These goals are achieved by utilizing Coastal's Management Team to conduct daily on-site inspections, pre-qualification of subcontractors and suppliers, proper evaluation of all subcontractor proposals, accurate submittal review and project control, and a construction site that is kept clean and organized.

Included is a reprint of an article published in *TQM Magazine*, authored by Coastal's President, entitled "Inhibiting Factors of Implementing Total Quality Management on Construction Sites". A copy of the complete Coastal Quality Assurance Plan is available for your review upon request.

- **Project Specific Risks**

Coastal conducts a comprehensive review of each project during the preconstruction period and continually during construction of the areas of potential risks to be dealt with by the project personnel. Based upon a preliminary review of this project, the following items should be considered over the next several months:

- Coordination and communication with the Golf Course Contractor working on site simultaneously.
- Ensuring proper utilization of existing structural components in new designs. Existing structural integrity for intended loads.



NORMANDY SHORES GOLF COURSE CLUBHOUSE AND COMMUNITY CENTER FACILITIES

- Minimizing design changes that could impact a short duration project.
- Potential restricted work hours in residential neighborhood.
- Security and parking concerns for employees and surrounding properties.
- Efficient and timely procurement process is essential to project success.
- Shop drawing approval process and RFI response time are crucial to on-time completion.
- Existing and new utility connections and compatibility. Condition of existing utilities based on installations that may not be completely documented.
- Defining and scheduling priorities to coordinate design and construction sequences.
- Permitting and inspection process before and during construction to assure no delays in opening of the golf facilities.
- Public opinion and appearance of the overall management of the City's funds and site.
- Securing of the site and protection of the work in place during hurricane season.
- Time frame for selection criteria for building structural design.

NORMANDY SHORES GOLF COURSE CLUBHOUSE AND COMMUNITY CENTER FACILITIES

QUALITY ASSURANCE AND QUALITY CONTROL

Coastal is built on a simple foundation – Commitment to Excellence.

Quality Assurance and Quality Control are not just “buzzwords” within the Coastal organization; they are one of the cornerstones of our corporate philosophy. The concept of Total Quality Management (TQM) assures control of quality that has been utilized by our organization for more than 10 years. Coastal President, Daniel E. Whiteman, Ph.D., conducted his doctoral research on the topic: “The Application of Total Quality Management in Construction Field Operations.”

This research included an exhaustive study of the top builders in the nation and measured the successes and failures of TQM in their organizations. By identifying these roadblocks to success and building upon the successes these contractors had achieved, Dr. Whiteman was able to use the findings of the research by introducing the “Best of Industry” components of TQM into Coastal’s projects.

The research indicated that there are a number of key factors that can improve quality performance in a construction project, some of which include:

- Total commitment of top management to quality throughout the operations of the company, at every level.
- Complete focus on the Customers Needs and Expectations, including the implementation of the Partnering concept on all major projects.
- Continuous training and empowerment of workers in every position of the construction operation, including preconstruction conferences prior to commencement of each new activity.
- Development of and repeated utilization of a qualified subcontractor base that has quality management as the basis of their operations.
- Minimization of paperwork and development of efficient means of tracking communications and paperwork involving requests for information, submittals, and other record documents utilized to assure quality conformance.

The TQM approach is one where every Coastal worker takes pride in his or her job and the overall success of the project is our driving motivation. At Coastal the promotion of TQM begins with Tom Murphy, Jr., and pervades all levels of management. TQM offers a number of benefits, including:

- The ultimate in quality
- Effective pre-construction planning
- Maximization of personnel productivity
- Conservation of resources
- Reduction in required corrective measures
- Timely completion of projects

NORMANDY SHORES GOLF COURSE CLUBHOUSE AND COMMUNITY CENTER FACILITIES

COST CONTROL AND VALUE ENGINEERING

Cost Control

Coastal establishes a realistic and credible Estimate at the Concept or Schematic stages. Estimates, even at this level, are created using a detailed line item approach. Unnecessary allowances provide a critical method to establish an accurate cost estimate and also to track the budget through the Design Phase.

During the Design Phase, Coastal will establish a Design Phase Schedule which includes all milestones for meeting dates, plan submittals, permit applications, additional estimates, Value Engineering reports, etc.

Tracking the budget through the Schematic, Design Development and Construction Document phases ensures there will be no surprises to the Owner prior to the start of construction. Side-by-side estimate comparisons are prepared at every phase and any significant deltas are highlighted and analyzed.

Coastal's knowledge of construction costs gained through experience and capability to capture these costs in an internal data base, helps to ensure accurate budgeting at all phases of the design.

Value Engineering

Successful Value Engineering involves proposing acceptable items early in the Design Phase to establish the design parameters in the Schematic Phase and to eliminate or reduce redesign fees.

Coastal's approach to Value Engineering is one of "Evaluating Alternative Methods and Systems," not reducing scope to achieve the budget. Value Engineering is a continual process throughout the Design Phase. Formal one-, two- and three-day Value Engineering sessions utilizing the SAVE (Society of American Value Engineers) guidelines can also be provided. All Value Engineering by Coastal is performed in a team environment with the approval of the consulting engineers and acceptance by the Owner.

Recent examples of Value Engineering incorporated into the design documents to reduce costs or enhance the design include changing the electrical distribution system, reducing reinforcing steel without compromising the design and adding a waterproof membrane at a critical slab to avoid water intrusion.

NORMANDY SHORES GOLF COURSE CLUBHOUSE AND COMMUNITY CENTER FACILITIES

Scheduling

Scheduling is critical to providing the Owner a successful project. Coastal utilizes Sure Track scheduling software to monitor the construction process. Items on the critical path are flagged and long lead items are identified and scheduled accordingly.

Schedules are monitored and updated weekly throughout the construction process.

Other methods of maintaining the project schedule that have been used successfully by Coastal on similar projects include isolating critical or complicated pieces of work and preparing a mini-schedule to ensure this work is put in place in a timely manner and utilizing a team scheduling approach, where Coastal, A/Es, Subcontractors and the Owner would participate in and establish an agreed upon schedule.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, WAIVING BY 5/7THS VOTE, THE FORMAL COMPETITIVE BIDDING REQUIREMENTS, FINDING SUCH WAIVER TO BE IN THE BEST INTEREST OF THE CITY, AND AUTHORIZING THE CITY MANAGER, AS THE CITY'S DESIGNEE, TO TAKE ALL NECESSARY ACTIONS TO PROCURE THE NECESSARY CONSTRUCTION SERVICES FOR THE RENOVATION OF THE NORMANDY SHORES CLUBHOUSE, AND THE CONSTRUCTION OF THE NEW GOLF COURSE MAINTENANCE BUILDING, CART BARN, AND TWO (2) RESTROOM BUILDINGS (THE PROJECT), AS FOLLOWS: (1) AUTHORIZING THE CITY MANAGER TO NEGOTIATE (IN CONJUNCTION WITH THE CITY'S CAPITAL IMPROVEMENTS OFFICE (CIP)) AND EXECUTE AN AGREEMENT FOR PRE-CONSTRUCTION SERVICES, IN AN AMOUNT NOT TO EXCEED \$50,000, WITH THE FIRM OF COASTAL CONSTRUCTION COMPANY AND, UPON SATISFACTORY COMPLETION OF SAID PRE-CONSTRUCTION SERVICES; (2) AUTHORIZING THE CITY MANAGER TO NEGOTIATE (IN CONJUNCTION WITH CIP) AND EXECUTE A GUARANTEED MAXIMUM PRICE (GMP) AGREEMENT WITH COASTAL CONSTRUCTION COMPANY FOR THE CONSTRUCTION OF THE AFORESTATED PROJECT; IN THE EVENT THE ADMINISTRATION IS UNSUCCESSFUL IN NEGOTIATING AN AGREEMENT(S) WITH COASTAL CONSTRUCTION COMPANY, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT(S) WITH THE SECOND RECOMMENDED FIRM OF PIRTLE CONSTRUCTION COMPANY; IN THE EVENT THE ADMINISTRATION IS UNSUCCESSFUL IN NEGOTIATING AN AGREEMENT(S) WITH PIRTLE CONSTRUCTION COMPANY, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT(S) WITH THE THIRD RECOMMENDED FIRM OF THE TOWER GROUP; IN THE EVENT THE ADMINISTRATION IS UNSUCCESSFUL IN NEGOTIATING AN AGREEMENT(S) WITH THE TOWER GROUP, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT(S) WITH THE FOURTH RECOMMENDED FIRM OF SUFFOLK CONSTRUCTION COMPANY; IN THE EVENT THE ADMINISTRATION IS UNSUCCESSFUL IN NEGOTIATING AN AGREEMENT(S) WITH SUFFOLK CONSTRUCTION COMPANY, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT(S) WITH THE FIFTH RECOMMENDED FIRM OF TURNER CONSTRUCTION COMPANY; PROVIDED FURTHER THAT THE AFORESTATED PRE-CONSTRUCTION SERVICES AGREEMENT AND GMP AGREEMENT SHALL BE SUBJECT TO RATIFICATION BY THE MAYOR AND CITY COMMISSION AT A FUTURE MEETING; IN THE ALTERNATIVE, PROVIDED FURTHER THAT, IN THE EVENT THE CITY COMMISSION DOES NOT APPROVE THE AFORESTATED WAIVER, AUTHORIZING THE ADMINISTRATION TO ISSUE A REQUEST FOR PROPOSALS (RFP) FOR THE NECESSARY CONSTRUCTION SERVICES RELATIVE TO THE ABOVE REFERENCED PROJECT.

WHEREAS, on October 8, 1997, pursuant to Request for Qualifications No. 79-96/97 (RFQ), the Mayor and City Commission adopted Resolution No. 97-22575, authorizing the Mayor and City Clerk to execute an Agreement with the firm of Arthur Hill and Associates, for professional services for the design, construction, bidding documents, construction observation, project administration, scheduling, and cost estimating necessary for the renovation and improvement of three City golf courses: Miami Beach Golf Course, Miami Beach Golf Course /Par 3, and the Normandy Shores Golf Course (the Agreement) ; and

WHEREAS, it is currently anticipated that the Normandy Shores Golf Course Renovation Project will commence in the Winter of 2006, and be completed by the Winter of 2007; and

WHEREAS, on December 2, 2005, in an effort to minimize delays, the City's Capital Improvements Office (CIP) issued Pass International, one of the City's Job Order Contractors (JOC), a Notice to Proceed relative to design-build services for the renovation of the existing clubhouse, and demolition and design of a new maintenance building, cart barn, and two(2) restroom buildings, all at the Normandy Shores Golf Course(the Project and/or the ancillary facilities); and

WHEREAS, shortly after Pass International commenced the design-build process, the Administration concluded that the inclusion of certain professional design services within the JOC contract, particularly architectural and engineering services, would not comply with the public announcement requirements under Section 287.055, Florida Statutes (the "Consultants' Competitive Negotiations Act" or "CCNA"); and

WHEREAS, accordingly, on February 17, 2006, the City terminated the services for the design/build contract with Pass International; and

WHEREAS, in order for the Normandy Shores Golf Course to be operational by Winter, 2007, the Golf Course ancillary facilities (clubhouse, cart barn, maintenance building, and restrooms) need to be designed, permitted and built to coincide with the completion of the total Course renovation; and

WHEREAS, in particular, the Golf Course maintenance facility is essential to the proper maintenance of the Course by the City's Parks and Recreation Department; and

WHEREAS, CIP staff recommends that the most advantageous project delivery method to accomplish the successful completion of the Golf Course ancillary facilities in an expedited manner would be to simultaneously retain the services of an architect/engineer (A/E) and a construction manager at risk (CMR), contractor who would work as a team to provide the City with the most economical and practical implementation of the project; and

WHEREAS, part of the team's task would be to make recommendations concerning the availability of construction materials, and the impact they may have on the design and the building type that can be delivered in today's market, within the time constraints required; and

WHEREAS, were the City to procure the services of an A/E and CMR through the required procurement process of issuing a Request for Proposals (RFP), (which process would also require compliance with the "Consultants' Competitive Negotiation Act"), it would take an estimated minimum of 120 days to award a contract; and

WHEREAS, this would delay the start of design and construction by at least four (4) months; and

WHEREAS, the Normandy Shores community has consistently demanded that the renovation of the closed-down Golf Course (and ancillary facilities) be completed as quickly as possible; and

WHEREAS, these and other residents have complained that the abandoned Golf Course is attracting vermin, vagrants and vandals, which may not only potentially affect and impact the security of the neighborhood, but also raise health and safety concerns as well; and

WHEREAS, the damage caused by the 2005 Hurricane Season has also caused further deterioration of the Golf Course (and ancillary facilities), which requires immediate attention; and

WHEREAS, given the need to make the ancillary facilities available at the time that the Golf Course Renovation Project is completed, as well as the other aforesated factors, which continue to represent an adverse and increasingly negative impact on the quality of life, health, safety and welfare of the surrounding community, the Capital Improvements Office (CIP) strongly recommends that the Mayor and City Commission hereby waive, by 5/7ths vote the formal competitive bid process, and authorize the City Manager, as the City's designee, to procure the services of a CMR relative to the construction of the aforesated Project, finding such waiver to be in the best interest of the City; and

WHEREAS, notwithstanding the request for the aforesated waiver of formal competitive bidding, the City Administration will continue to strive to maintain the integrity of the bid process and, accordingly, has proceeded to conduct its "due diligence" with regard to selection of the best capable CMR firm; and

WHEREAS, accordingly, on April 10, 2006, CIP met with Miami-Dade County Public School (MDCPS) staff to inquire about the short-listed CMR firms which had been recently procured by MDCPS through a competitive selection process; and

WHEREAS, the MDCPS shared with the City, its list of pre-qualified CMR firms, their bonding capacities, and their latest evaluation scores for the third quarter of 2005; and

WHEREAS, based on the aforementioned documentation and the desire of CIP to attract quality contractors, the City proceeded to contact eight (8) CMR firms; and

WHEREAS, of the eight (8) firms contacted, three firms (Betancourt Castellon & Associates; A2 Group; and Veitia-Padron, Inc.) stated that they had previous commitments and their work load was such that they could not take on additional work; and

WHEREAS, the following remaining firms were interviewed by CIP: Turner Construction; Suffolk Construction; James B. Pirtle Construction; Coastal Construction; and The Tower Group; and

WHEREAS, prior to the commencement of the interview process, CIP developed an evaluation criteria and score sheet to be used for said evaluation; and

WHEREAS, this evaluation criteria consisted of a list of key questions based on the Best Value Procurement process, which the City is currently using to select qualified vendors, as well as other City procurement criteria; and

WHEREAS, CIP staff asked that the interested CMR's bring their qualifications for review during the interview process; and

WHEREAS, all CMR candidates were asked the same questions as listed on the evaluation criteria questionnaire; and

WHEREAS, during the interviews, all interested candidates were given an explanation of the City's intention to follow, as closely as possible, the recommendations of Best Value Procurement, and the requirement that all firms were to submit a risk assessment plan and a quality control plan, as well as letters of recommendation from previous clients; and

WHEREAS, this information was analyzed by CIP in evaluating the CMR firms for the project; and

WHEREAS, the interview and selection process included the evaluation of each firm's qualifications; past experience; size of firm; previous performance; public sector experience; size of projects completed and dollar value; previous contractor evaluation scores from MDCPS; reference letters; project team's qualifications; project manager's experience and qualifications; and risk assessment and quality control plans; and

WHEREAS, following the interview process, CIP independently evaluated the submittals of the CMR firms and completed the evaluation criteria questionnaire, scoring and ranking the firms; and

WHEREAS, the following are the City's scores and ranking of the firms: 1) Coastal Construction Company; 2) Pirtle Construction Company; 3) The Tower Group; 4) Suffolk Construction; 5) Turner Construction Company; and

WHEREAS, Coastal Construction Company's risk assessment and quality control plans are attached hereto as Exhibit A; and

WHEREAS, considering the scores and rankings listed above, the City Manager recommends that the Mayor and City Commission hereby waive, by 5/7ths vote, the formal competitive bidding requirements, finding such waiver to be in the best interest of the City and further authorizing the City Manager to negotiate and execute the following: 1) a Pre-Construction Services Agreement with Coastal Construction Company, in an amount not to exceed \$50,000 and, upon completion of said pre-construction services; 2) authorizing the City Manager to negotiate and execute a Guaranteed Maximum Price (GMP) Agreement, with Coastal Construction Company for the construction of the Project; and

WHEREAS, the Pre-Construction and GMP Agreements, respectively, will be presented for ratification by the Mayor and City Commission at a future meeting.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA that the Mayor and City Commission hereby waive, by 5/7ths vote, the formal competitive bidding requirements, finding such waiver to be in the best interest of the City, and authorize the City Manager, as the City's designee, to take all necessary actions to procure the necessary construction services for the renovation of the Normandy Shores Clubhouse, and the construction of the new Golf Course maintenance building, cart barn, and two (2) restroom buildings, as follows: (1) authorizing the City Manager to negotiate (in conjunction with the City's Capital Improvement Projects Office (CIP)) and execute an Agreement for Pre-Construction Services, in an amount not to exceed \$50,000, with the firm of Coastal Construction Company and, upon satisfactory completion of said pre-construction services; (2) authorizing the City Manager to negotiate (in conjunction with CIP), and execute a Guaranteed Maximum Price (GMP) Agreement with Coastal Construction Company for the construction of the aforesated Project; in the event the Administration is unsuccessful in negotiating an agreement(s) with Coastal Construction Company, authorizing the City Manager to negotiate and execute an agreement(s) with the second recommended firm of Pirtle Construction Company; in the event the Administration is unsuccessful in negotiating an agreement(s) with Pirtle Construction Company, authorizing the City Manager to negotiate and execute an agreement(s) with the third recommended firm of The Tower Group; in the event the Administration is unsuccessful in negotiating an agreement(s) with The Tower Group, authorizing the City Manager to negotiate and execute an agreement(s) with the fourth recommended firm of Suffolk Construction Company; and in the event the Administration is unsuccessful in negotiating an agreement(s) with Suffolk Construction Company, authorizing the City Manager to negotiate and execute an agreement(s) with the fifth recommended firm of Turner Construction Company; provided further that the aforesated Pre-Construction Services Agreement and GMP Agreement shall be subject to ratification by the Mayor and City Commission at a future meeting; in the alternative, in the event the City Commission does not approve the aforesated waiver, the Administration is hereby authorized to issue a Request for Proposals (RFP) for the necessary Construction services relative to the above reference Project.

PASSED AND ADOPTED this _____ day of _____, 2006.

ATTEST:

CITY CLERK

MAYOR

T:\AGENDA\2006\may1006\Regular\NSGC-CH-Facilities-Waiver of CMR Resolution-Raul Changes-5-2-06.doc

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**



City Attorney

5/5/06

Date

THIS PAGE INTENTIONALLY LEFT BLANK

Condensed Title:

A Resolution of the Mayor and City Commission of the City of Miami Beach, Florida, accepting the findings and recommendation of the City Manager certifying a valid public emergency, and waiving the requirements of Section 287.055, Florida Statutes ("Consultants' Competitive Negotiation Act"), for the purchase of the necessary professional architectural, landscaping, and engineering services for the renovation of the Normandy Shores clubhouse, and the design, demolition, and the construction of a new golf course maintenance building, cart barn, and two restroom buildings; further authorizing the City Manager to negotiate an agreement for the aforesaid professional services with Architektnics Inc., in an amount not to exceed \$525,000; providing further that, in the event the City Commission does not approve the aforesaid waiver, authorizing the Administration to issue a Request for Proposals for professional architectural / engineering services relative to the above reference project.

Key Intended Outcome Supported:

Ensure well designed quality capital projects.

Issue:

Should the City Commission accept the City Manager's recommendation to waive the competitive selection requirements and allow the City Manager to execute a contract, in an amount not-to-exceed amount of \$525,000 for design and construction administration services for the facilities at the Normandy Shores Golf Course to the Architectural firm of Architektnics Inc.?

Item Summary/Recommendation:

In order for the golf course to be operational for the fall of 2007 the ancillary facilities (clubhouse, cart barn, maintenance building and restroom buildings) of the golf course need to be designed, permitted and built by the completion of the golf course project. In particular, the golf course maintenance facility is essential to the proper maintenance of the golf course by the City's Parks and Recreation Department. CIP staff recommends that the most advantageous project delivery method to accomplish the successful completion of the golf course facilities in an expedited manner would be to simultaneously retain the services of an Architect and a Construction Manager at Risk Contractor who would work as a team to provide the City with the most economical and practical implementation of the project. Part of the Team's task would be to make recommendations concerning the availability of construction materials, and the impact it may have on the design and the building type that can be delivered in today's market within the time constraints required. If the City would procure the services of an Architect and Construction Manager at Risk through the City's standard procurement process of issuing a Request for Qualifications (RFQ), it would take a minimum of 120 days to award a contract. This would delay the start of design and construction by at least four months. The Normandy Shores community has consistently demanded that the renovation of the closed down golf course and facilities be completed as quickly as possible. The existing facilities have been abandoned for over a year. During this time, the facilities have deteriorated to such an extent that structural failures are visible. These building failures include missing and/or caved in roofs, deterioration of structural columns, water damage, and electrical and mechanical system failures. Further damage of the Normandy Shores Clubhouse, if left unattended may cause such structural deterioration that the facility may necessitate total demolition. In addition, the damage caused by the 2005 hurricane season has caused further deterioration of the facilities which require immediate attention.

Advisory Board Recommendation:

N/A

Financial Information:

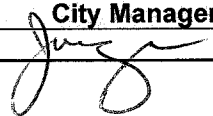
Source of Funds		Amount	Account	Approved
OBPI	1	\$525,000	Previously Appropriated GO Bond Funds for the Clubhouse Project.	
	Total	\$525,000		

Financial Impact Summary:

City Clerk's Office Legislative Tracking:

Graciela Escalante R.A., Senior Capital Projects Coordinator

Sign-Offs:

Department Director	Assistant City Manager	City Manager
JECh	TH	

T:\AGENDA\2006\may1006\Regular\NSGC-CH-Facilities-Waiver of AE Services Summary.doc



MIAMI BEACH

AGENDA ITEM R7C
DATE 5-10-06



MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor David Dermer and Members of the City Commission

FROM: Jorge M. Gonzalez, City Manager

DATE: May 10, 2006.

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, WAIVING BY 5/7THS VOTE, THE CITY'S COMPETITIVE BIDDING REQUIREMENTS, FINDING SUCH WAIVER TO BE IN THE BEST INTEREST OF THE CITY, AND FURTHER ACCEPTING THE FINDINGS AND RECOMMENDATION OF THE CITY MANAGER, CERTIFYING A VALID PUBLIC EMERGENCY, AND WAIVING THE REQUIREMENTS OF SECTION 287.055, FLORIDA STATUTES ("CONSULTANTS' COMPETITIVE NEGOTIATION ACT"); ALL FOR THE PURCHASE OF THE NECESSARY PROFESSIONAL ARCHITECTURAL, LANDSCAPING, AND ENGINEERING SERVICES (THE A/E SERVICES) FOR THE RENOVATION OF THE NORMANDY SHORES GOLF COURSE CLUBHOUSE, AND THE DESIGN, DEMOLITION, AND THE CONSTRUCTION OF A NEW GOLF COURSE MAINTENANCE BUILDING, CART BARN, AND TWO (2) RESTROOM BUILDINGS; FURTHER AUTHORIZING THE CITY MANAGER TO NEGOTIATE AN AGREEMENT FOR THE AFORESTATED A/E SERVICES WITH ARCHITEKNICS, INC., IN AN AMOUNT NOT TO EXCEED \$525,000; IN THE EVENT THE ADMINISTRATION IS UNSUCCESSFUL IN NEGOTIATING AN AGREEMENT WITH ARCHITEKNICS INC., AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH THE SECOND RECOMMENDED FIRM OF ARCHITECTS INTERNATIONAL; IN THE EVENT THE ADMINISTRATION IS UNSUCCESSFUL IN NEGOTIATING AN AGREEMENT WITH ARCHITECTS INTERNATIONAL, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH THE THIRD RECOMMENDED FIRM OF GURRI MATUTE PA; IN THE EVENT THE ADMINISTRATION IS UNSUCCESSFUL IN NEGOTIATING AN AGREEMENT WITH GURRI MATUTE PA, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH THE FOURTH RECOMMENDED FIRM OF SANTOS RAIMUNDEZ PA; AND IN THE ALTERNATIVE, IN THE EVENT THE CITY COMMISSION DOES NOT APPROVE THE AFORESTATED WAIVER, AUTHORIZING THE ADMINISTRATION TO ISSUE A REQUEST FOR PROPOSALS (RFP) FOR THE NECESSARY A/E SERVICES RELATIVE TO THE ABOVE REFERENCED PROJECT.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

FUNDING

Funding is available from the previously appropriated GO Bond funds for the Normandy Shores Clubhouse Project.

ANALYSIS

On October 8, 1997, pursuant to Request for Qualifications No. 79-96/97 (RFQ), the Mayor and City Commission adopted Resolution No. 97-22575, authorizing the Mayor and City Clerk to execute an Agreement with the firm of Arthur Hill and Associates, for professional services for the design, construction, bidding documents, construction observation, project administration, scheduling, and cost estimating necessary for the renovation and improvement of three City golf courses: Bayshore Golf Course, Bayshore/Par 3, and the Normandy Shores Golf Course (the Agreement).

On September 8, 2004, the City adopted Resolution No. 2004-25665 for Amendment No. 2 for additional services necessary for the renovation of the Normandy Shores Golf Course Project which included services relative to the drainage and irrigation system improvements. Currently, it is anticipated that the golf course renovation project will commence later this year, with anticipated duration of at least twelve(12) months.

On December 2, 2005, in an effort to minimize delays, the City's Capital Improvement Projects Office (CIP) issued Pass International, one of the City's Job Order Contractors (JOC), a Notice to Proceed relative to design-build services for the renovation of the existing Clubhouse, demolition and design of a new Maintenance Building, Cart Barn, and Two Restroom buildings on the Normandy Shores Golf Course. Shortly after Pass International started the design-build process, the administration concluded that the inclusion of certain professional services under the JOC contract particularly architectural and engineering services would not comply with state regulatory requirements for a project of this size. Accordingly, on February 17, 2006, the City terminated the services for the design/build contract with Pass International.

In order for the Normandy Shores Golf Course to be operational for the winter of 2007 the ancillary facilities (clubhouse, cart barn, maintenance building and restroom buildings) of the golf course need to be designed, permitted and built to coincide with the completion of the renovation. In particular, the golf course maintenance facility is essential to the proper maintenance of the golf course by the City's Parks and Recreation Department. CIP staff recommends that the most advantageous project delivery method to accomplish the successful completion of the golf course facilities in an expedited manner would be to simultaneously retain the services of an Architect and a Construction Manager at Risk Contractor, who would work as a team to provide the City with the most economical and practical implementation of the project. Part of the Team's task would be to make recommendations concerning the availability of construction materials, and the impact it may have on the design and the building type that can be delivered in today's market within the time constraints required.

If the City were to procure the services of an Architect and Construction Manager at Risk (CMR) through the required procurement process of issuing a Request for Qualifications (RFQ), it would take a minimum of 120 days to award a contract and, based on previous

Experience, could take as long as 180 to 270 days from issuance of RFQ through execution of an agreement. This would delay the start of design and construction by at least four months. By waiving the selection and/or competitive bidding requirements, the City could start negotiating a contract with the Architectural and CMR firms immediately after the commission meeting making it possible for the City to give the Architectural and CMR firms a Notice to Proceed within four weeks from the Commission meeting. The facilitation of negotiating the contracts within four weeks would result in substantial savings to the City in terms expedited design and construction schedules.

CIP reviewed three project delivery methods best suited for the ancillary facilities at the Normandy Shores Golf Course Project. The following project delivery methods were analyzed for implementation on this project:

1. **Conventional Design-Bid Award:** This method entails the competitive selection of an Architect, who designs the project and produces a set of construction documents that are advertised for bid and recommended for award by the City Commission. In this method the Architect and Contractor are independently under contract with the City.
2. **Design-Build:** This method entails the competitive selection of a Design Criteria Professional who produces a set of performance specifications which consist of a Design Criteria Package. Once the Design Criteria Package is approved, the competitive selection process for a Design-Build firm begins. Once the Design-Build Team is short-listed, a recommendation for award is made to the Commission and the Design Build Team can commence the construction documents thereafter. In this method, the Contractor and the Design Criteria Professional are under contract with the City. The Architect of Record is under contract and works directly for the Contractor.
3. **Construction Manager at Risk (CMR):** This method entails the selection of an Architectural firm and a CMR firm simultaneously through a competitive selection process based on performance. Under the CMR approach, the owner enters into agreements with both an A/E and a Contractor early in the process. They are both independently responsible for the design as well as for the value of the project as it relates to established budgets. During the design process the Contractor provides constructability, value engineering, and construction methods advice so that the final construction documents lead to a more accurate price. The end result is a Guaranteed Maximum Price (GMP) from the Contractor which is subject to restrictions in change orders requests and minimizes or eliminates additional costs to the owner. In this approach, the CIP staff is involved in monitoring both the A/E and the Contractor throughout the complete project process. This scenario tends to minimize additional services requests from the A/E since most of the issues which may arise during construction are addressed during the team design approach. Additional costs from the contractor, including time extensions, are also minimized since the GMP method prohibits most project cost adjustments.

CIP staff recommends the CMR option as the most advantageous project delivery method to successfully complete the ancillary facilities at the Normandy Shores Golf Course by retaining the services of an Architect and a CMR firm, who would work as a team to provide

the City with the most economical and practical implementation of the project. This would enable the City to commence with the design / construction documents immediately upon contract award and the CMR firm would assist the Architectural firm by providing pre-

construction services and value engineering early in the design phases of the project. Thus, the CMR option enables the City to start the design / construction documents phase immediately after award and gain the City the time it would take the Design-Builder to produce the Design Criteria Package.

Another advantage of this option, is that the cost is negotiated upfront, is generally not increased during construction, and the responsibility for the project in term of time and cost is mostly on the contractor, with less flexibility than on a Design-Build approach. This leads to the contractor being more efficient, increased productivity, and few or no change orders. Under this approach, time is of the essence to the contractor because there will be no compensation considered for delays.

In addition, the concept of partnering an Architectural firm with a CMR firm early in the design process through this team approach fosters a spirit of cooperation rather than the adversarial relationships inherent in the relationships arising from the "low bid" mentality. The teaming of the Architectural Firm and CMR firms lead to coordinated design documents, a thorough review of existing conditions, and detailed recommendations of building systems which would save the City, time and money without impacting quality.

The Normandy Shores community has consistently demanded that the renovation of the closed down golf course and facilities be completed as quickly as possible. The existing facilities have been abandoned for over a year. During this time, the facilities have deteriorated to such an extent that structural failures are visible. These building failures include missing and/or caved in roofs, deterioration of structural columns, water damage, and electrical and mechanical system failures. Further damage of the Normandy Shores Clubhouse, if left unattended may cause such structural deterioration that the facility may necessitate total demolition.

In addition, the damage caused by the 2005 hurricane season has caused further deterioration of the facilities which require immediate attention.

Given the need to make the facilities available at the time that the golf course renovation project is completed, CIP recommends that the Mayor and City Commission waive the competitive selection process for an Architectural / Engineering firm, pursuant to Section 2-367(e) of the City Code and Section 287.055(3) (a) of the Florida Statutes:

Section 2-367(e) of the City Code:

"The City Commission, upon written recommendation of the City Manager, may by resolution adopted by a five-sevenths vote of the City Commission waive competitive bidding when the City Commission finds such waiver to be in the best interest of the City. In the event of such a waiver the City Commission may authorize the execution of a negotiated contract".

Section 287.0055(3) (a) of Florida Statutes: *"(a) 1. Each agency shall publicly announce, in a uniform and consistent manner, each occasion when professional services must be purchased for a project the basic construction cost of which is estimated by the agency to exceed the threshold amount provided in s. 287.017 for CATEGORY FIVE (\$250,000) or for*

a planning or study activity when the fee for professional services exceeds the threshold amount provided in s. 287.017 for CATEGORY TWO (\$25,000), except in cases of valid public emergencies certified by the agency head. The public notice must include a general

description of the project and must indicate how interested consultants may apply for consideration."

Evaluation Process:

In order to exercise due diligence in the selection of an Architectural / Engineering firm, CIP Staff has done the following:

1. On April 10, 2006, CIP staff contacted Miami-Dade County Public School (MDCPS) staff to inquire about A/E firms procured through a competitive selection process. CIP contacted the A/E Selection Department at the MDCPS to obtain the latest A/E evaluation scores for the third quarter of 2005.
2. CIP contacted two firms on the City of Miami Beach Rotational List that had not previously provided design services to the City but had gone through the City's selection process for projects that do not exceed \$50,000 in design services. In addition, CIP Staff contacted two firms outside of the rotational list that were on the evaluation score sheet for the third quarter of 2005, provided by Miami-Dade County Public Schools.
3. Based on the aforementioned documentation and the desire of CIP staff to attract quality Architectural firms, the City proceeded to contact four (4) Architectural firms.
4. The following firms were interviewed by Senior CIP Staff:
 - Gurri Matute PA
 - Architects International, Inc.
 - Architektnics
 - Santos Raimundez Architects, PA.

Prior to the commencement of the interview process, CIP developed an evaluation criteria and score sheet to be used for the evaluation. This evaluation criteria consisted of a list of key questions based on the Best Value Procurement process, which the City is currently using as it's method of procuring qualified vendors and other City procurement criteria.

CIP staff asked that the interested Architectural firms bring their qualifications for review during the interview process. All Architectural candidates were asked the same questions as listed on the Evaluation Criteria Questionnaire. In addition, during the interviews all interested candidates were given an explanation of the City's intention to follow as closely as possible the recommendations of Best Value Procurement and the requirement that all firms were to submit a Risk Assessment Plan and a Quality Control plan as well as letters of recommendation from previous clients. This information was be analyzed by CIP Staff in evaluating the Architectural firms for the project.

The interview and selection process included the evaluation of each firm's qualifications, past experience, size of firm, previous performance, public sector experience, size of projects completed and dollar value, previous A/E evaluation scores from MDCPS, reference letters, Project Team's qualifications, Project Manager's experience and qualifications, and their Risk Assessment and Quality Control Plans.

Following the interview process, CIP staff independently evaluated the submittals of the Architectural firms and completed the Evaluation Criteria Questionnaire, scoring and ranking the firms. The following are the scores and ranking of the firms:

Architektnics Inc.: Ranked Number 1
Architects International, Inc.: Ranked Number 2

Gurri Matute PA: Ranked Number 3
Santos Raimundez PA: Ranked Number 4

Please see attached Exhibit "A" for Architektnics Inc; The Risk Assessment and Quality Control Plan.

CONCLUSION

Considering the scores and ranking listed above, the Capital Improvements Office (CIP) recommends that the Mayor and City Commission waive the competitive bidding requirements with respect to procurement of the required A/E and CMR services and allow for the execution of a contract to the Architectural firm of Architektnics Inc., not to exceed \$525,000. While the City Commission may waive the competitive bidding requirements, by 5/7ths vote, upon a finding that the public interest would be served, it is also necessary, in this case, to waive the requirements of the Consultants' Competitive Negotiation Act, finding and declaring the existence of a valid public emergency, thereby necessitating the expedited procurement of the required aforesated A/E services.

In the event that the Mayor and the City Commission determine not to waive the requirements of the Consultants' Competitive Negotiation Act, as set forth above then in that case the administration would recommend that the City Commission authorize the Administration to issue a Request for Qualification for professional A/E services relative to the above referenced project.

Attachment: Exhibits "A".

T:\AGENDA\2006\may1006\Regular\NSGC-CH-Facilities-Waiver of AE Services-Memo May 10 2006 (2).doc

Exhibit A : Risk Assessment & Quality Control Plan- Architektnics



7450 Southwest 48th Street
Miami, Florida 33155
Phone (305) 661-5392
Fax (305) 661-5832
info@architektnics.com

April 17th, 2006

Capital Improvements Projects Office
Attn: Graciela Escalante, RA
City of Miami Beach
1700 Convention Center Drive
Miami Beach, Florida 33139

Re: Normandy Shores Golf Course

Architektnics, Inc. and its consultants wish to express their interest in providing Architectural / Engineering services to the City of Miami Beach for the planning, design, and construction administration services needed to complete the Normandy Shores Golf Course.

We have a combined team of professionals that are highly qualified, experienced, and proficient with the local construction methods and state building codes. We have provided services on many projects of similar scope and size, but we find that our unique breadth of experience with CM-at-Risk Delivery projects, phased-construction and projects that have enlisted more than one concurrent construction venture on a single site are of special use to you.

We have over a decade of experience with other local municipalities utilizing CM-at-Risk projects. We believe this is an excellent choice for any project because it allows us to perform exploratory work with the contractor's involvement at the project's inception. We believe this is one of the most proactive methods of improving quality control.

We understand that this project will involve bringing certain components online and operational before other components can reasonably be brought to occupancy. We have the capability to prepare a phased plan for the City's construction needs. Clearly, our best example of phased construction is found in experience with educational facilities, where nearly every venture requires careful management of ongoing usage. We have worked with the client's to ensure seamless operations throughout the school year despite the presence of intrusive construction needs. We've executed so many projects in this fashion that you can expect we will know all the tricks and are ready to protect the City from all of the potential pitfalls.

This project has an emphasis on simultaneous construction of both site work and architectural work. We can bring our experience from other ventures where our office worked with other architects on the same site. As an example, we are currently executing the construction of 11 school sites in MDCPS Modular Classroom Program where we are performing site work and auxiliary architectural work in tandem with

Edward C. Berounsky, RA
Ramon G. Perez-Alonso, RA
Lourdes Rodriguez, AIA

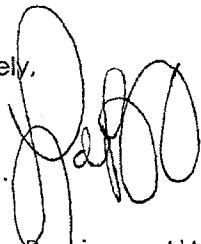
An Equal Opportunity Employer
License # AA C000546

another firm's installation of new classroom additions. Our role in the construction required full knowledge and assessment of the other firm's construction documents so that we could furnish all utilities, connections, and siting requirements for the building they designed. In addition, as a service to the client we organize bi-weekly meetings for coordination and construction progress assessment.

A substantial proportion of the principals and staff members are Miami natives and graduates of Miami Colleges and Universities. We are hopeful that we will have a future with this project, and be able to further contribute to the growth of Florida's finest Cities.

Thank you for your fair consideration of our firm.

Sincerely,

A handwritten signature in black ink, appearing to read 'Lourdes Rodriguez', with a large, stylized initial 'L'.

Lourdes Rodriguez, AIA
President

File: H:_Documents\Data\RFPS\PARKSRECREATION\Letter of Interest.doc

271

Project Approach & Quality Control

Part Two – Construction Administration

Phasing Construction

The key to providing the right phasing plan is to work closely with the client's and their end user staff. We have a long record of excellent relations with our project's end users. We cherish our record of performance in providing a construction plan that will be unobtrusive and efficient. We know this is a client's top concern.



Existing

Demolition

Phase I

Phase II

Budgeting

As part of our construction administration our firm maintains an ongoing project summary that carefully records the status of expenditure and commitment to the construction budget. We report it in our construction meeting reports so the client has all vital information on the budget at their fingertips.

PROJECT SUMMARY

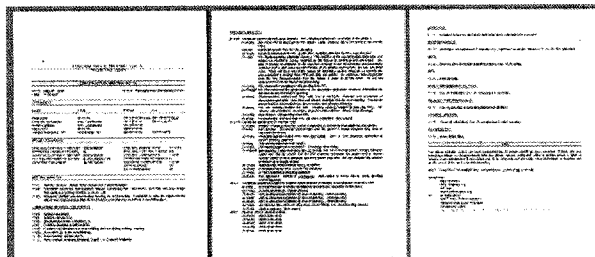
ORIGINAL CONTRACT AMOUNT:	\$3,059,000.00	ORIGINAL AWARD DATE:	11-19
PROPOSED CHANGE ORDERS:	\$0	ORIGINAL CONTRACT DAYS:	430
JUSTED CONTRACT AMOUNT:	\$3,059,000.00	ORIGINAL COMPLETION:	1-22-
BY REQUISITIONS TO DATE/12%:	\$ 352,300.00	APPROVED TIME EXTENSION:	0
CONTRACT BALANCE:	\$2,706,700.00	ADJUSTED COMPLETION:	1-22-
		DAYS ELAPSED:	162
		DAYS REMAINING:	267

MEETING MINUTES

- 01 Summer School – Needs to be resolved by Project Manager.
- 02 Contractor requested that teachers remove everything from classrooms including remaining

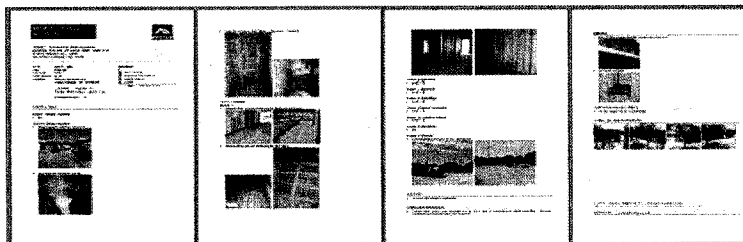
Construction Administration

Construction meetings are held as often as required to bring all parties to the table to discuss issues regarding the construction site, schedule, progress, and change orders. Proudly, our firm maintains a track record of less than 1.5% change orders E/O rate, due to careful and clear documents, specs, and hands-on administration.



Site Reports

The architect is the most qualified to represent the client on the jobsite. We review the contractor's progress. We verify the progress performed on site and compile the site conditions into concise reports that we furnish to the client and their representatives. We are thorough, and we always have the client's best interests in mind.



Summary: Contract Administration

The greatest testament to the quality of our services is the long record of continuing contracts we have maintained with current public sector clients, our rate or return business from other agencies.

We feel this is due to our willingness and ability to work so hand-in-hand with our clients. Our firm size, background, and dedication to work in the public sector promote this accomplishment. For Architektnics, Inc. we measure the successful handling of a contract by the quality of our relationship with our client at its conclusion. Our goal when working with any agency is to make the process as natural and transparent as possible. We see our services as an extension of these agency's own services and we want to be as readily available as their own employees.

Project Specific Assessment: Normandy Shores Golf Course

Assessment of Venture Risk and Management of Risk

This project will require a tactical plan to respond to the obstacles associated with the construction process. The key areas that will require the design professional to prepare a plan to protect the project from construction related risks are in the delivery of Historical Authenticity, Site Layout Associated Limitations, Building Code Compliance and Permitting. The intent of this document is to provide a brief explanation of Architektnics Inc's approach and comfort with handling these issues.

Historic Preservation

Although not on the historical register, the main building is historically significant and these features should be recorded and maintained. We would start with the recording of all the architectural features of the building during the programming and design phase. Most of the recording will be photographic in nature. This will establish the language for the renovations and remodeling. Having the CM on board will allow us to further record the features for use in the renovation by make molds, saving portions of the building and other methods of recording (keeping) the features for use during re-construction. This is only possible with the use of the CM process from the onset of the project.

Layout

Since we will need to be working in the property where other firms will also be working, close coordination and scheduling will need to be addressed on an ongoing basis. We propose to establish the layout for the construction phasing from the beginning with the other firms on-site. We would also recommend ongoing meetings during the design and construction phases to communicate amongst the firms the conflicts and re-solutions thereof that have been encountered by any firm in order to benefit the other firms and more importantly the success of the project.

Building Code

Code issues present many challenges in keeping the historic significance of this project. Tolerances and architectural features that were built prior are usually not admissible by current codes. Some of these issues that usually pose problems are stair runs and handrails, door sizes (widths), windows, materials used, heights in ceilings, and others. Therefore, we would anticipate those areas of conflict and from the recorded material, recreate those features deemed important in a manner that is code compliant.

Permitting

The success of the project will be greatly determined in part by the ability to permit the project correctly and effectively. The process will need to start during the first phase of the project (programming and design). Communication with DERM from the outset will need to be established to mitigate the outfall from the buildings and the new parking and drive areas in conjunction with the coordination with the Course A/E team.

We would recommend portions of the project to be fast-tracked so that the start of the maintenance and toilet facilities buildings can be completed when the Course is completed. This will require submitting for permit the demolition and footing portion of the project. Prior to that we would recommend that the City (if not already performed) perform asbestos (interior and roofing) survey and property survey for the buildings and surrounding areas. With the demolition and footing permit in hand, the CM will be able to start construction on those buildings while the Construction Documents are finalized and the permit is obtained for the remainder of the building portion. This will also allow more time for the design of the main clubhouse building that is the feature building for this project.

We would also recommend a plan expeditor be contracted from the beginning to expedite the variety of plans processing.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, WAIVING BY 5/7THS VOTE, THE CITY'S COMPETITIVE BIDDING REQUIREMENTS, FINDING SUCH WAIVER TO BE IN THE BEST INTEREST OF THE CITY, AND FURTHER ACCEPTING THE FINDINGS AND RECOMMENDATION OF THE CITY MANAGER, CERTIFYING A VALID PUBLIC EMERGENCY, AND WAIVING THE REQUIREMENTS OF SECTION 287.055, FLORIDA STATUTES ("CONSULTANTS' COMPETITIVE NEGOTIATION ACT"); ALL FOR THE PURCHASE OF THE NECESSARY PROFESSIONAL ARCHITECTURAL, LANDSCAPING, AND ENGINEERING SERVICES (THE A/E SERVICES) FOR THE RENOVATION OF THE NORMANDY SHORES GOLF COURSE CLUBHOUSE, AND THE DESIGN, DEMOLITION, AND THE CONSTRUCTION OF A NEW GOLF COURSE MAINTENANCE BUILDING, CART BARN, AND TWO (2) RESTROOM BUILDINGS; FURTHER AUTHORIZING THE CITY MANAGER TO NEGOTIATE AN AGREEMENT FOR THE AFORESTATED A/E SERVICES WITH ARCHITEKNICS, INC., IN AN AMOUNT NOT TO EXCEED \$525,000; IN THE EVENT THE ADMINISTRATION IS UNSUCCESSFUL IN NEGOTIATING AN AGREEMENT WITH ARCHITEKNICS INC., AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH THE SECOND RECOMMENDED FIRM OF ARCHITECTS INTERNATIONAL; IN THE EVENT THE ADMINISTRATION IS UNSUCCESSFUL IN NEGOTIATING AN AGREEMENT WITH ARCHITECTS INTERNATIONAL, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH THE THIRD RECOMMENDED FIRM OF GURRI MATUTE PA; IN THE EVENT THE ADMINISTRATION IS UNSUCCESSFUL IN NEGOTIATING AN AGREEMENT WITH GURRI MATUTE PA, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH THE FOURTH RECOMMENDED FIRM OF SANTOS RAIMUNDEZ PA; AND IN THE ALTERNATIVE, IN THE EVENT THE CITY COMMISSION DOES NOT APPROVE THE AFORESTATED WAIVER, AUTHORIZING THE ADMINISTRATION TO ISSUE A REQUEST FOR PROPOSALS (RFP) FOR THE NECESSARY A/E SERVICES RELATIVE TO THE ABOVE REFERENCE PROJECT.

WHEREAS, on October 8, 1997, pursuant to Request for Qualifications No. 79-96/97 (RFQ), the Mayor and City Commission adopted Resolution No. 97-22575, authorizing the Mayor and City Clerk to execute an Agreement with the firm of Arthur Hill and Associates, for professional services for the design, construction, bidding documents, construction observation, project administration, scheduling, and cost estimating necessary for the renovation and improvement of three City golf courses: Miami Beach Golf Course, Miami Beach Golf Course /Par 3, and the Normandy Shores Golf Course (the Agreement) ; and

WHEREAS, it is currently anticipated that the Normandy Shores Golf Course Renovation Project, will be competitively bid and awarded by the Winter of 2006, and completed by the Winter of 2007; and

WHEREAS, on December 2, 2005, in an effort to minimize delays, the City's Capital Improvements Office (CIP) issued Pass International, one of the City's Job Order Contractors (JOC), a Notice to Proceed relative to design-build services for the renovation of the existing clubhouse, and demolition and design of a new maintenance building, cart barn, and two (2) restroom buildings; all at the Normandy Shores Golf Course (the Project and/or the ancillary facilities); and

WHEREAS, shortly after Pass International commenced the design-build process, the Administration concluded that the inclusion of certain professional design services within the JOC contract, particularly architectural and engineering services, would not comply with the public announcement requirements under Section 287.055, Florida Statutes (the "Consultants' Competitive Negotiations Act" or "CCNA"); and

WHEREAS, accordingly, on February 17, 2006, the City terminated the services for the design/build contract with Pass International; and

WHEREAS, in order for the Normandy Shores Golf Course to be operational by Winter, 2007, the Golf Course ancillary facilities (clubhouse, cart barn, maintenance building, and restrooms) need to be designed, permitted and built to coincide with the completion of the total Course renovation ; and

WHEREAS, in particular, the Golf Course maintenance facility is essential to the proper maintenance of the Course by the City's Parks and Recreation Department; and

WHEREAS, CIP staff recommends that the most advantageous project delivery method to accomplish the successful completion of the Golf Course ancillary facilities in an expedited manner, would be to simultaneously retain the services of an architect/engineer (A/E) and a construction manager at risk (CMR) contractor, who would work as a team to provide the City with the most economical and practical implementation of the project; and

WHEREAS, part of the team's task would be to make recommendations concerning the availability of construction materials, and the impact they may have on the design and the building type that can be delivered in today's market, within the time constraints required; and

WHEREAS, were the City to procure the services of an A/E and a CMR through the required procurement process of issuing a Request for Proposals (RFP), (which process would also require compliance with the "Consultants' Competitive Negotiation Act"), it would take an estimated minimum of 120 days to award a contract; and

WHEREAS, this would delay the start of design and construction by at least four (4) months; and

WHEREAS, the Normandy Shores community has consistently demanded that the renovation of the closed-down Golf Course (and ancillary facilities) be completed as quickly as possible; and

WHEREAS, these and other residents have complained that the abandoned Golf Course is attracting vermin, vagrants and vandals, which may not only potentially affect and impact the security of the neighborhood, but also raise health and safety concerns as well; and

WHEREAS, the damage caused by the 2005 Hurricane Season has also caused further deterioration of the Golf Course (and ancillary facilities) which requires immediate attention; and

WHEREAS, given the need to make the ancillary facilities available at the time that the Golf Course Renovation Project is completed, as well as the other aforestated factors, which continue to represent an adverse and increasingly negative impact on the quality of life, health, safety and welfare of the surrounding community, the Capital Improvements Office (CIP) strongly recommends that the Mayor and City Commission waive, by 5/7ths vote, the City's competitive bidding requirements, as well as certify that a public emergency exists, permitting a waiver of the public announcement requirements under the CCNA; thereby allowing the expedited procurement of the required aforestated A/E Services; and

WHEREAS, notwithstanding the preceding request for waiver of the formal competitive bidding process, the Administration intends to safeguard the integrity of the competitive process; accordingly on April 10, 2006, CIP staff contacted Miami-Dade County Public School (MDCPS) staff to inquire about A/E firms procured through its competitive selection process; and

WHEREAS, CIP contacted MDCPS's A/E Selection Department to obtain the latest A/E evaluation scores for the third quarter of 2005; and

WHEREAS, CIP also contacted two firms on the City's rotational A/E list, which have not previously provided design services to the City, but have gone through the City's selection process; and

WHEREAS, CIP also contacted two firms outside of the City's rotational A/E list that were on the evaluation score sheet for the third quarter of 2005 (provided by MDCPS); and

WHEREAS, the City's aforestated "due diligence" is set forth in further detail in the City Commission Memorandum accompanying this Resolution; said Memorandum attached hereto and incorporated by reference herein; and

WHEREAS, the following are the City's scores and ranking of the firms: 1) Architektnics Inc.; 2) Architects International Inc; 3) Gurri Matute PA.; 4) Santos Raimundez PA.; and

WHEREAS, Architektnics has demonstrated previous experience in working with Construction Manager at Risk projects; and

WHEREAS, Architektnics provided the requested risk assessment and quality control plans as well as letters of recommendation; and

WHEREAS, in the alternative, in the event that the Mayor and the City Commission determine not to waive the City's competitive bidding requirements, and the requirements of the Consultants' Competitive Negotiation Act, as recommended above, then the Administration would request that the City Commission hereby authorize the Administration to issue a Request for Proposals for the necessary A/E Services relative to the above referenced Project.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby waives, by 5/7ths vote, the City's competitive bidding requirements, finding such waiver to be in the best interest of the City, and further accepts the findings and recommendation of the City Manager certifying a valid public emergency, and waives the requirements of Section 287.055, Florida Statutes ("Consultants' Competitive Negotiation Act"); all for the purchase of the necessary professional architectural, landscaping, and engineering services (the A/E Services) for the renovation of the Normandy Shores Golf Course clubhouse, and the design, demolition, and the construction of a new golf course maintenance building, cart barn, and two restroom buildings; further authorizing the City Manager to negotiate an agreement for the aforesated A/E Services with Architektnics, Inc., in an amount not to exceed \$525,000; in the event the Administration is unsuccessful in negotiating an agreement with Architektnics Inc., authorizing the City Manager to negotiate and execute an agreement with the second recommended firm of Architects International; in the event the Administration is unsuccessful in negotiating an agreement with Architects International, authorizing the City Manager to negotiate and execute an agreement with the third recommended firm of Gurri Matute PA; in the event the Administration is unsuccessful in negotiating an agreement with Gurri Matute PA, authorizing the City Manager to negotiate and execute an agreement with the fourth recommended firm of Santos Raimundez PA; and, in the alternative, in the event the City Commission does not approve the aforesated waiver, authorizing the Administration to issue a Request for Proposals for the necessary A/E Services relative to the above reference Project.

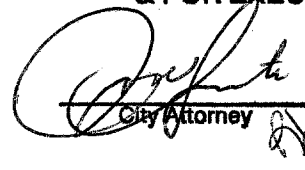
PASSED AND ADOPTED this _____ day of _____, 2006.

ATTEST:

CITY CLERK

MAYOR

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

 5/4/06
City Attorney Date

THIS PAGE INTENTIONALLY LEFT BLANK

Condensed Title:

A Resolution by the City Commission approving an Amendment to the Ric-Man Agreement for the Washington Ave. Improvements, for design and construction services for 16th street drainage improvements, in the not to exceed amount of \$1,094,816, and funds, in the amount of \$52,600, for CIP management fees.

Key Intended Outcome Supported:

To ensure well designed quality projects.

Issue:

Should the City Commission approve the Amendment?

Item Summary/Recommendation:

The Washington Ave. Improvements Project is a component of the City's neighborhood improvements program. Construction is presently well ahead of schedule and is nearing completion. In January, 2004, the City entered into a Design/Build Agreement with the firm of Ric-Man International, Inc., for the design and construction of the improvements which consisted of drainage, water and sewer installations, lighting, landscaping, pavement restoration, and sidewalks. The Agreement included the design of storm improvements at 16th Street and the preparation of a report analyzing the requirements and presenting options to the City on implementation. Ric-Man has now presented the report which has been evaluated by Hazen & Sawyer, the CIP office and Public Works and an alternative selected for construction. The alternative includes new gravity wells, rehabilitation of two existing wells, new piping, pavement restoration, drainage structures and an additional contingency to replenish the existing contingency on the project which has been almost exhausted. Based on the report and the recommendations, necessary funds for Amendment No. 5, in the amount of \$1,094,816, to Ric-Man International, Inc. for the drainage improvements at 16th Street and Washington Avenue, and necessary funds for the CIP management fees, in the amount of \$52,600, will be appropriated from the City Center Redevelopment Agency.

Advisory Board Recommendation:

N/A

Financial Information:

Source of Funds:		Amount	Account	Approved
	1	\$1,147,416	City Center RDA funds	
	2			
		\$1,147,416		

Financial Impact Summary:**City Clerk's Office Legislative Tracking:**

Jorge E. Chartrand, CIP Director

Sign-Offs:

Department Director	Assistant City Manager	City Manager
JEC	TH	

T:\AGENDA\2006\may\1006\Regular\Wash.Ave.16thStreetCover.doc





MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor David Dermer and Members of the City Commission

FROM: Jorge M. Gonzalez, City Manager

DATE: May 10, 2006

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AMENDMENT NO. 5, IN A NOT TO EXCEED AMOUNT OF \$1,094,816, TO THE DESIGN/BUILD AGREEMENT, FOR THE WASHINGTON AVENUE IMPROVEMENTS PROJECT, PHASES II, IV, AND V, WITH RIC-MAN INTERNATIONAL, INC., TO SAID AMENDMENT PROVIDING FOR DESIGN, PERMITTING, CONSTRUCTION AND CONSTRUCTION ADMINISTRATION SERVICES FOR THE IMPLEMENTATION OF THE 16TH STREET DRAINAGE AND OTHER MISCELLANEOUS IMPROVEMENTS; AND APPROVING FUNDS, IN THE AMOUNT OF \$1,094,816 FOR THE AMENDMENT, AND \$52,600, FOR CIP MANAGEMENT FEES, FROM CITY CENTER REDEVELOPMENT AGENCY FUNDS.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

FUNDING

Funding, in the amount of \$1,094,816, for construction and contingency and, in the amount of \$52,600, for CIP management, is to be appropriated from the City Center Redevelopment Agency funds.

ANALYSIS

The Washington Avenue Improvements Project, Phases II, IV, and V (the Project) is one of the components of the City's neighborhood improvements projects. Construction of the Project is presently well ahead of schedule and is nearing completion. In January, 2004, the City entered into a Design/Build Agreement with the firm of Ric-Man International, Inc. (Ric-Man), for the design and construction of the improvements which consisted of drainage, water and sewer installations, and included lighting, landscaping, sidewalks, and other renovations and reconstruction.

The original Agreement with Ric-Man included the engineering evaluation, analysis and recommendation on the conditions of drainage in the Washington Ave. and 16th Street area. The original Agreement only required the engineering study and a proposal for the complete design and construction of the recommended improvements. Ric-Man has now submitted the report and has made several recommendations for the improvements (Attachment No. 1).

The report and the recommendations have been carefully evaluated by Hazen and Sawyer, the City's Program Manager, by CIP staff and by Public Works staff. All are in agreement that Alternative No. 2 is the more appropriate and cost effective alternative and this is the recommendation presented in this memorandum. Alternative No. 2 entails the addition of five gravity wells and the rehabilitation of two existing wells. It also includes additional piping and drainage structures, and all the other tasks required to obtain the necessary permits, construction engineering, construction administration, etc.

Other alternatives were deemed unnecessary, less cost effective, or not sufficient to improve the existing conditions. For example, Alternative No. 1 suggested no improvements and only some maintenance on the existing wells and drainage structures. Since the City does not believe that this is the cause of the flood problems, this alternative is not viable. Alternative 1A simply modifies the parameters of the model and shows that the flood issues would grow if wells were left unattended but once again this is not an acceptable approach. Alternatives 3 and 3A are based on higher storm criteria than that used in the City and in the Washington Avenue corridor and would introduce a pump station. This was deemed by staff to be excessive and therefore not considered justified when considering the cost. Alternative 4 includes major upsizing of the piping system in the area but results in the same level of service as Alternative 2, and at over four (4) times the cost. This alternative therefore was also deemed not appropriate.

The Amendment includes a supplement, in the amount of \$200,000, to the project's contingency which has been nearly exhausted by other improvements in the City Center area which were added to the project, such as the construction of the improvements of medians between Lincoln Road and 16th Street and the re-pavement of this area. The contingency will only be used if necessary and will be returned if unused or if any portions are unused. The appropriation request also includes fees, in the amount of \$52,600, for CIP management.

CONCLUSION

Based on the report presented by Ric-Man, and the recommendations made by staff on the preferred Alternative No. 2, the Administration is requesting approval of Amendment No. 5 to the Ric-Man Agreement, in the amount of \$1,094,816, which includes an additional contingency of \$200,000 (Attachment No. 2). The Administration also requests approval of funds for CIP management fees, in the amount of \$52,600. Funding is to be appropriated from City Center Redevelopment Agency funds.

Attachments

T:\AGENDA\2006\may1006\Regular\WashingtonAve16thstreetmemo.doc

AMENDMENT NO. 5
TO THE DESIGN BUILD AGREEMENT
BETWEEN
THE CITY OF MIAMI BEACH, FLORIDA
AND
RIC-MAN INTERNATIONAL, INC.,
DATED MARCH 24, 2006
IN AN AMOUNT NOT-TO-EXCEED \$ \$1,094,815.46
FOR THE PROVISION OF ADDITIONAL DESIGN AND CONSTRUCTION SERVICES,
NECESSARY FOR THE IMPLEMENTAION OF 16TH STREET DRAINAGE IMPROVEMENTS
AND OTHER MISCELLANEOUS IMPROVEMENTS,
FOR THE RIGHT-OF-WAY INFRASTRUCTURE IMPROVEMENTS PROGRAM
NEIGHBORHOOD NO. 10D – WASHINGTON AVENUE PROJECT

This Amendment No. 5 to the Agreement, made and entered this ____ day of _____ 2006, by and between the CITY OF MIAMI BEACH, a municipal corporation existing under the laws of the State of Florida (hereinafter referred to as CITY), having its principal offices at 1700 Convention Center Drive, Miami Beach, Florida 33139, and RIC – MAN INTERNATIONAL, INC., a Florida corporation, having its offices at 2601 Northwest 48th Street Pompano Beach, Florida, 33027 (hereinafter referred to as DESIGN BUILD CONTRACTOR).

RECITALS

WHEREAS, pursuant to Resolution No. 2004-25463, on January 14, 2004, the CITY approved and authorized the Mayor and City Clerk to execute a Guaranteed Maximum Price Contract with DESIGN BUILD CONTRACTOR, as the successful bidder, pursuant to Invitation to Bid No. 22-02/03, for Design Build Services to Design And Construct the Washington Avenue Improvements Project (the Project) - Phases II, IV and V (the Agreement); and

WHEREAS, the Agreement provides for the design, permitting, construction and construction engineering services for the Washington Avenue Improvements Project, Phase II, IV and V, from 5th Street to 16th Street; and

WHEREAS, the Agreement was executed for a Guaranteed Maximum Price of \$12,104,429; and

WHEREAS, the CITY adopted Amendment No. 1 for the inclusion of improvements that coordinate improvements in the Flamingo and Lummus neighborhoods, and provide for the upsizing of drainage on Washington Avenue; and

WHEREAS, Amendment No. 1 increased the total contract fee by \$555,783.98, for a total fee of \$13,269,592.30; and

WHEREAS, on October 19, 2005, the CITY adopted Amendment No. 2 for the inclusion of traffic signal improvements at Washington Avenue and 11th, 12th, 13th, and 14th Streets, respectively; and

WHEREAS, Amendment No. 2 increased the total contract fee by \$686,880.00, for a total fee of \$13,956,472.30; and

WHEREAS, on January 11, 2006, the CITY adopted Amendment No. 3 for the inclusion of planned improvements along and beneath 7th and 8th Streets, between Washington Avenue and Ocean Drive; and

WHEREAS, Amendment No. 3 increased the total contract fee by \$1,642,301.22, for a total fee of \$15,598,773.52; and

WHEREAS, on February 8, 2006, the CITY adopted Amendment No. 4, for the inclusion of Green Malayan Coconut Palms in the medians, from the 600 through the 1600 block, of Washington Avenue; and

WHEREAS, Amendment No. 4 increased the total contract fee by \$574,560.00, for a total fee of \$16,173,333.52; and

WHEREAS, the CITY, would hereby recommend, and the parties have negotiated, the following Amendment No. 5, for the inclusion of improvements to the drainage on 16th Street and other miscellaneous improvements along the Washington Avenue corridor; and

WHEREAS, this Amendment No. 5 increases the total contract fee by \$1,094,815.46 for a total fee of \$17,268,148.98.

NOW, THEREFORE, the parties hereto, and in consideration of the mutual promises, covenants, agreements, terms, and conditions herein contained, and other good and valuable consideration, the respect and adequacy are hereby acknowledged, do agree as follows:

1. **ABOVE RECITALS**

The above recitals are true and correct and are incorporated as a part of this Amendment No. 5.

2. **MODIFICATIONS**

The Agreement is amended, as defined in "Attachment 1", attached hereto and incorporated to this Amendment to the Agreement.

3. **RATIFICATION**

The CITY and DESIGN BUILD CONTRACTOR hereby ratify the terms of the Agreement, as amended.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment No. 5 to be executed in their names by their duly authorized officials as of the date first set forth above.

ATTEST:

CITY OF MIAMI BEACH, FLORIDA

CITY CLERK

MAYOR

ATTEST:

RIC – MAN INTERNATIONAL, INC.

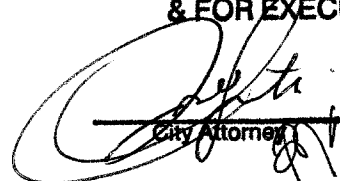
Secretary

President

Print Name

Print Name

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney

5/3/06

Date

ATTACHMENT 1

Section 01000

Section 01000 of the Contract Specifications entitled, "Professional Services", is amended as follows:

PARAGRAPH 1.02 – SCOPE OF PROFESSIONAL SERVICES, after paragraph "M." insert the following:

P.

DESIGN BUILD CONTRACTOR shall provide all design, field coordination services, permitting, maintenance of traffic, materials, manpower and equipment, tree and shrub maintenance and guarantee and all other work as necessary to install drainage improvements in accordance with the *Technical Memorandum for Washington Avenue and 16th St*, Alternative 2, prepared by APCT Engineers and Ric-Man International, Inc., and dated January 16, 2006.

Construction engineering services during this work shall include, but not be limited to, preparation of design plans; preparation of permit applications; attendance at pre-application meetings with regulatory agencies; procurement of permits, preparation of as-built plans; review and approval of submittals, working drawings, and shop drawings; processing and responding to contractor requests for information; construction inspection and reporting; witness testing of systems; soil compaction verification; development of detailed punch list(s); and coordination to obtain substantial completion and close out work required for final acceptance.

A contingency of \$200,000.00 is added to this work to replenish the prior contingency amount that was expended on CITY requested revisions. This provides the CITY with additional flexibility to address additional requested changes that may arise.

HAZEN AND SAWYER, P.C.
975 Arthur Godfrey Road, Suite 211
Miami Beach, Florida 33140

Phone: (305) 532-9292
Fax: (305) 534-8887

CHANGE ORDER NO.
4010D-17.0

PROJECT:

City of Miami Beach
ROW Infrastructure Improvement Program
Washington Avenue Improvements Project

DESIGN/BUILD FIRM:

Ric-Man International, Inc.
1210 Washington Avenue, Suite 200
Miami Beach, FL 33139

TITLE: 16th Street Stormwater Improvements

DESCRIPTION OF WORK:

Stormwater Infrastructure Improvements on 16th Street and Washington Avenue built in accordance with Alternative 2 of the "Technical Memorandum for Washington Avenue and 16th Street" prepared by APCT Engineers, dated January 16, 2006 and Median Uplighting Repair from the 600 to the 1500 blocks of Washington Avenue.

Item Description

		Qty		
1.0 Construction				\$ 589,470.00
1.1 Gravity Well Construction	Each	5	\$ 350,000.00	
1.2 Gravity Well Rehabilitation	Each	2	\$ 140,000.00	
1.3 Manhole	Each	2	\$ 16,000.00	
1.4 Inlet Curb	Each	2	\$ 12,800.00	
1.5 Stormwater Piping 15-inch	LS	1	\$ 6,000.00	
1.6 Stormwater Piping 24-inch	LS	1	\$ 53,280.00	
1.7 Concrete Curb and Gutter - Type F	LS	1	\$ 300.00	
1.8 Concrete Sidewalk - 4-inch thick	LS	1	\$ 450.00	
1.9 Roadway and Driveway Restoration	LS	1	\$ 10,640.00	
2.0 Contingency	LS	10%		\$ 58,947.00
3.0 Mobilization/Bond/Insurance	LS	5%		\$ 29,473.50
4.0 Overhead/Profit/Contract Administration	LS	17%		\$ 100,209.90
Construction Subtotal				\$778,100.40
5.0 Engineering Services	LS	15%		\$ 116,715.06
Allowance for Miscellaneous Contingency to				
6.0 Supplement Prior Account which has been	LS	1		\$200,000.00
expended on City Requested Additions				

TOTAL LUMP SUM: \$1,094,815.46

Original Agreement Amount:	\$12,104,429.00
Previous Change Orders: (1 through 16)	\$4,068,904.52
Total For This Change Order:	\$1,094,815.46
New Agreement Amount:	\$17,268,148.98

DESIGN/BUILD FIRM:

RIC-MAN INTERNATIONAL, INC.

DATE

CONTRACT ADMINISTRATOR:

PROJECT MANAGER:

CITY OF MIAMI BEACH

DATE

HAZEN AND SAWYER, P.C.

DATE

TECHNICAL MEMORANDUM

For

Washington Avenue and 16 St



**Miami-Dade County
Florida**

Prepared for



City of Miami Beach

Prepared by



January, 2006

TABLE OF CONTENTS

Page

INTRODUCTION.....	1
METHODOLOGY.....	1
PROPOSED ALTERNATIVES	4
COST ANALYSIS.....	6
ALTERNATIVE ANALYSIS.....	7
CONCLUSION AND RECOMMENDATIONS.....	8

EXHIBITS

Location Map
Average October Groundwater Elevation
City of Miami Beach Rainfall Data

APPENDIXES

Appendix A: Alternative 1:

Drainage Map
Cross Section. Alternative 1
Hydraulic Modeling (ICPR Input Data)
Modeling Results (ICPR Output Data)

Alternative 1A:

Hydraulic Modeling (ICPR Input Data)
Modeling Results (ICPR Output Data)

Appendix B: Alternative 2:

Drainage Map
Cross Section. Alternative 2
Hydraulic Modeling (ICPR Input Data)
Modeling Results (ICPR Output Data)
Cost Analysis

Appendix C: Alternative 3:

Drainage Map
Cross Section. Alternative 3

Pump Station Design

Hydraulic Modeling (ICPR Input Data)

Modeling Results (ICPR Output Data)

Alternative 3A:

Hydraulic Modeling (ICPR Input Data)

Modeling Results (ICPR Output Data)

Cost Analysis

Appendix D: Alternative 4:

Drainage Map

Cross Section. Alternative 4

Pre-Development Hydraulic Profile Calculations

Post-Development Hydraulic Profile Calculations

Hydraulic Modeling (ICPR Input Data)

Modeling Results (ICPR Output Data)

Cost Analysis

INTRODUCTION

According to City of Miami Beach records, the intersection of Washington Avenue and 16th Street, specifically the northeast and southeast corners, is subject to severe flooding. The municipal building on the southeast corner of the intersection experiences flooding that extends inside the building during moderate to heavy storm events. Similar conditions are experienced in the building at the northeast corner.

The APCTE Water Resources Department has studied the area and interviewed people who work in the immediate area (Travel Agency, Fuddrucker's Restaurant, etc). All agreed that the situation is critical and indicated the water level reaches 4" above the sidewalks in some locations. They also indicated that the water on the street is splashed to the sidewalk and buildings by cars passing by.

APCTE performed a comprehensive analysis that considered 4 improvement alternatives. This analysis included: Topographic Survey, Subsurface Utility Engineering, Hydraulic Analysis and Construction Costs Estimates.

METHODOLOGY

The methodology developed for this analysis included the following steps:

Topographic Survey:

This phase included a survey of the area limited by 16 ST from Washington Ave. to Collins Avenue and the area along Collins Avenue, adjacent to the 16 ST intersection 350 ft north and 150 ft south.

Subsurface Utility Engineering (SUE):

A utility investigation was performed in this area in order to identify and locate all existing utilities that may be impacted by this project and to locate all existing drainage pipes, which were to be evaluated hydraulically as part of this study.

Hydraulic Analysis:

Our team followed the criteria established by the City of Miami Beach Stormwater Management Master Plan regarding the Flood Protection Level of Service (FPLOS), as summarized below:

CITY OF MIAMI BEACH FLOOD CRITERIA

LAND USE	RAINFALL FREQUENCY	FLOOD LIMIT
1. Residential and Commercial Areas	5-year	To Crown of street, or to within 15 feet of a dwelling or other occupied building, whichever is lower
2. 2-Lane roads in residential and commercial areas	5-year, except 10-year for a bridge or culvert in the canal system.	To Crown of street
3. 4-Lane roads in high Density, high traffic areas	10-year	To outer edge of traffic lanes
4. Private parking lots and Similar paved areas	2 - year	As per Section D-4 of Public Works Manual

These criteria are outlined in DERM's Policy for Design of Drainage Structure, dated December 1980.

City of Miami Beach Flood Protection Level-of-Service Rating System	
Flood Protection Level-of-Service Rating	Number of Flood Protection Criteria Met
A	All Four Criteria
B	Three Criteria
C	Two Criteria
D	One or None of the Criteria

Design Storm

The design storms used to evaluate the proposed drainage system were 5-year/1 and 24-hour, 10-year/1 and 24-hour and 100-year/1 and 72-hour storms. The hydrographs associated with each design storm were obtained using the Soil Conservation Services (SCS) Unit Hydrograph Method and the City of Miami Beach Rainfall Distribution, included in the Comprehensive Stormwater Management Program Master Plan, Prepared by CH2MHILL, March 1997.

Rainfall Data

In coordination with the City of Miami Beach, it was agreed that the storms that should be modeled were: 5-year (1 and 24-hour), 10-year (1 and 24-hour) and 100-year (1 and 72-hour). Rainfall depths for these storms are indicated in the following table.

Storm Event	Rainfall Depth (inch)	Source
5-Year/1-Hour	3.20"	FDOT Drainage Manual, Fig. 5.11
5-Year/24-Hour	7.50"	Comprehensive Stormwater Management Program Master Plan, Prepared by CH2MHILL, March 1997
10-Year/1-Hour	3.60"	FDOT Drainage Manual, Fig. 5.11
10-Year/24-Hour	9.20"	Comprehensive Stormwater Management Program Master Plan, Prepared by CH2MHILL, March 1997
100-Year/1-Hour	5.05"	FDOT Drainage Manual, Fig. 5.11
100-Year/72-Hour	18.50"	Comprehensive Stormwater Management Program Master Plan, Prepared by CH2MHILL, March 1997

Other Design Criteria

Avg. Oct. Ground Water Level: 1.60 ft (Miami-Dade County Design Standard W.C. 2.2)
Design Tidal Elevation (DHW): From 2.00 to 3.00 feet.
Head Loss to compensate for specific gravity of salt water vs. fresh water: 1.50 ft.
Curve Number (CN): 95 for the entire project area.

ICPR Modeling

The Advanced Interconnected Pond Routing (AdICPR) computer model (Version 3.00) was used to evaluate the proposed drainage system of Washington Avenue at 16 Street for several storm conditions (5-year/1 and 24-hour, 10-year/1 and 24-hour and 100-year/1 and 72-hour). The AdICPR computer model is a hydrodynamic model developed by Streamline Technologies, Inc. and simulates hydrologic and hydraulic conditions by generating runoff hydrographs and dynamically routing these hydrographs through stormwater management systems. This computer model is highly known by all Environmental Agencies (DERM and SFWMD). This method generates runoff hydrographs using the following hydrologic parameters;

1. Basin areas
2. Curve numbers (CN)
3. Percent directly connected impervious area (DCIA)
4. Rainfall depth
5. Rainfall distributions
6. Times of concentration (TOC)

The following subsections describe these parameters in detail and how they were applied in the project hydrologic modeling.

Basin Area

The basin area is the surface area encompassed by the individual drainage basins and is associated with a given node in the network. These areas were subdivided into impervious and pervious.

Nodes

In AdICPR, nodes or junction are used to simulate drainage structures, receiving canal and the groundwater table.

An important parameter for the simulation of the proposed drainage system is the surface water elevation at the boundaries. For this particular project, and following the same approach used in the drainage analysis of Washington Avenue, APCTE used variable water elevation boundary nodes based on information obtained from EDAW and Burns and McDonnell, who are simulating the existing drainage system downstream of our project.

Links

Links or reaches define physical characteristics of the drainage or conveyance system. The AdICPR model allows for a wide range of reach types to be simulated:

1. Culverts (circular, oval, arch, and rectangular)
2. Channels (trapezoidal, parabolic, and irregular)
3. Weirs (horizontal or vertical trapezoidal, parabolic, arch, rectangular, and irregular)
4. Drop Structures
5. Rating Curves
6. Bridges
7. Breaches

The links used in the project hydraulic modeling included culverts, weirs and rating curves.

Well Rating Curve

The proposed Drainage Wells were modeled as a Backwater/ Headwater/Discharge rating curve and using the variable groundwater conditions, as indicated below:

Backwater (ft)	Headwater (ft)	Discharge (cfs)
2.00	2.00	0.00
2.00	3.50	0.00
2.00	10.00	10.14
3.00	3.00	0.00
3.00	4.50	0.00
3.00	10.00	8.87

PROPOSED ALTERNATIVES

Four alternatives were developed to perform this analysis as described below:

Alternative 1:

(existing conditions/ Do nothing)

Includes the evaluation of the existing conditions on 16 ST from Washington Ave. to Collins Ave. The existing drainage system is based in four catch basins that are connected to two isolated drainage (gravity) wells. This alternative includes the evaluation of four sub-basins, as indicated in Appendix A.

Since there are flooding problems in this area, we assumed that the existing wells were not working properly and they were modeled with a reduced capacity of 400 GPM. As indicated also in Appendix A the results of the hydraulic model reproduce the existing conditions and depict flooding at all existing structures, having more that 6" at the critical points.

Alternative 1A:

(existing conditions/Do nothing)

As requested by the CMB this alternative is the same as Alternative 1, but reducing to 0 GPM the capacity of existing wells. As depicted in Appendix A, the flooding increases significantly with this approach.

Alternative 2:

(5 gravity wells and 2 rehabilitated wells)

This alternative includes five drainage (gravity) wells and the rehabilitation of two existing wells. Two wells will be built on Washington Avenue from 16 ST to Lincoln Road (N-8 and N-9), these two wells will collect the runoff generated by Washington Ave. that contributes to 16 St. Three wells will be also built on 16 St. (N-5, N-6 and N-7) as well of the rehabilitation of the existing two wells (N-1 and N-3). There are a total of seven wells for this alternative, 5 proposed and 2 rehabilitated. The results of the hydraulic models indicates that even though this effort water stages will reach above the edge of pavement at the two most critical areas, structures N-3 and N-4. See Appendix B.

Alternative 3:

(1 pump station, 3 injection wells, 2 gravity wells and 2 rehabilitated wells)

The proposed drainage system for this alternative is based on 7 drainage wells. (2 gravity, 3 injection and 2 rehabilitated) and a Pump Station. As alternative 2 there will be two wells on Washington Avenue from 16 ST to Lincoln Road, these two wells will collect the runoff generated by Washington Ave. that contributes to 16 St. This alternative also includes a stormwater pump station located next to structure N-4 that will discharge into three interconnected injection wells on 16 St. The location of the Pump Station has been field verified in order to assure its feasibility. For that purpose there is an area available on the south side of 16 Street, 200 ft east of Washington Avenue. The Pump Station will be under ground and only the electrical panels will be visible. As in Alternative 2 the existing wells on 16 ST will be rehabilitated. All wells were simulated with a capacity of 700 GPM. The results of the hydraulic models indicate that flooding will be eliminated on 16 St if this alternative is built. See Appendix C.



Alternative 3A:

(1 pump station, 3 injection wells, 2 gravity wells and 2 rehabilitated wells)

As requested by the CMB this alternative is the same as Alternative 3, but reducing the capacity of the wells to 400 GPM. As depicted in Appendix C, the flooding will be reduced with this approach.

Alternative 4: (Pipe Upsizing and two gravity wells)

This alternative includes upsizing the pipes from Washington Ave to Biscayne Bay in order to increase the hydraulic capacity of this system and eliminate the flooding problems on 16 ST. As alternative 2 and 3 there will be two wells on Washington Avenue from 16 ST to Lincoln Road (N-8 and N-9), these two wells will collect the runoff generated by Washington Ave. that contributes to 16 St. The proposed upsizing includes pipe sizes from 54" to 66". This alternative will also protect 16 ST from flooding at a higher cost. See Appendix D.

Summary of Hydraulic Analysis

Flooding at the edge of pavement for the 10-year/1-hour storm

Structure	Alternative 1 Peak Stage (flood)	Alternative 2 Peak Stage (flood)	Alternative 3 Peak Stage (flood)	Alternative 4 Peak Stage (flood)
N-1 Rim El. 6.31	7.00 (0.69)	5.62 (0.00)	3.73 (0.00)	4.43 (0.00)
N-2 Rim El. 6.40	7.03 (0.63)	5.62 (0.00)	3.75 (0.00)	4.45 (0.00)
N-3 Rim El. 5.16	6.06 (0.90)	5.47 (0.31)	3.30 (0.00)	4.35 (0.00)
N-4 Rim El. 5.37	6.08 (0.71)	5.58 (0.21)	3.03 (0.00)	4.32 (0.00)
Rating (1 to 5)	1	3	5	5

Flooding at the crown of road for the 100-year/72-hour storm

Structure	Alternative 1 Peak Stage	Alternative 2 Peak Stage	Alternative 3 Peak Stage	Alternative 4 Peak Stage
-----------	-----------------------------	-----------------------------	-----------------------------	-----------------------------

	(flood)	(flood)	(flood)	(flood)
West Low Point El. 5.69	7.73 (2.04)	6.34 (0.65)	5.52 (0.00)	6.44 (0.75)
East Low Point El. 6.64	6.78 (0.14)	6.58 (0.00)	6.16 (0.00)	6.59 (0.00)
Rating (1 to 5)	1	3	5	3

Flooding at the adjacent properties for the 100-year/72-hour storm

Property	Alternative 1 Peak Stage (flood)	Alternative 2 Peak Stage (flood)	Alternative 3 Peak Stage (flood)	Alternative 4 Peak Stage (flood)
Travel Agency Floor El. 5.97	6.78 (0.88)	6.34 (0.44)	5.52 (0.00)	6.44 (0.47)
Bank Door Floor El. 7.05	6.78 (0.00)	6.34 (0.00)	5.52 (0.00)	6.44 (0.00)
SE Building Floor El. 6.95	7.73 (0.78)	6.58 (0.00)	6.16 (0.00)	6.59 (0.00)
Fuddrucker's Floor El. 6.30	6.78 (0.48)	6.34 (0.04)	5.52 (0.00)	6.44 (0.00)
Rating (1 to 5)	2	3	5	4

Average Rating	1.3	3.0	5	4.0
Flood Protection Level-of-Service	C	B	A	B

Notes:

- 1- All elevations are in feet.
- 2- Flood protection Level-of-Service evaluation is based on the City of Miami Beach criterion, which does not include comparison with the floor elevation of adjacent properties.
- 3- 6" of flooding of crown of road for the 100-year storm is permissible.

COST ANALYSIS

The cost analysis was based in two elements; the cost to build the proposed alternative (Capital Cost) and the Operation and Maintenance (O&M) of each alternative. The capital cost were determined based on current unit prices as included in Appendixes B, C and D. Alternative 3 includes also the cost of operating the pump station as well as the cost for replacing the pumps every 10 years. The O&M project costs are based on the maintenance requirements associated with the proposed facilities for each alternative as indicated in the following table:

Basis for O&M Cost Estimates

Activity	Unit Price	Frequency
Pipe Flushing(<30 diameter)	\$0.95/LF	Once every 5 years

Pipe Flushing (30 and Larger)	\$9.00 /LF	Once every 5 years
Catch basin Cleaning	\$114 per basin	Twice per year
Manhole Cleaning	\$114 per basin	Twice per year
Well Redevelopment	\$3,000 each	Once every 10 years
Well Sediment Trap Cleaning	\$114 per trap	Once per year
Electricity	\$0.10 per KW-H	400 per year
Maintenance of Pump Station	\$15,000.00	Every 5 years
Replacement of Pumps	\$100,000.00	Every 10 years

Summary of Alternative Cost Analysis

Alternative	Estimated Capital \$	Equivalent Annual ¹ \$	Annual O & M \$	Total Annual \$	Present Worth ² \$
2	894,815.46	84,470.58	6,329.90	90,800.48	961,940.33
3	1,962,789.18	185,287.30	22,797.44	208,084.74	2,204,449.68
4	4,105,324.74	387,542.66	11,695.19	399,237.84	4,229,525.72

1. Capital Recovery Factor = 0.07 based on a 20-year life
2. Present Worth Factor = 0.07 based on a 20-year

ALTERNATIVE ANALYSIS

In order to select one of the alternatives analyzed, we have developed the following matrix that illustrates how the proposed alternatives performed under the different storms and also their costs.

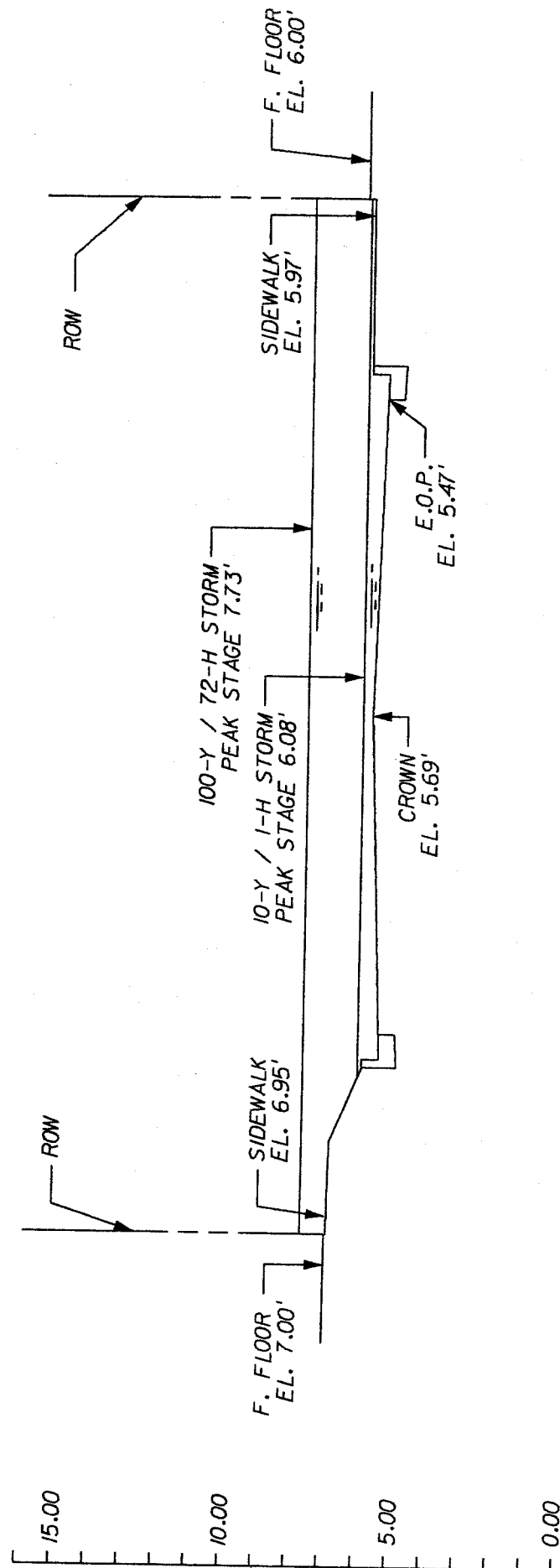
Criteria	Storm 1 5y-1h	Storm 2 10y-1h	Storm 3 100y-72h	Present Worth Cost \$1000	Evaluation (1-5)
Alternative 1 Existing Conditions	Fail	Fail	Fail	\$2	1
Alternative 2 Gravity Wells	Pass	Pass	Fail	\$961	4
Alternative 3 Injection Wells & PS	Pass	Pass	Pass	\$2,204	5
Alternative 4 Pipe Upsizing	Pass	Pass	Fail	\$4,229	3

As illustrated, the existing drainage system (Alternative 1) will not protect the project area under any of the analyzed storm events. Alternatives 2 alleviates flooding on 16 Street during the 5 and 10 year storm; however it fails during 100-year storm, allowing more than 7" of flooding at the crown of the road in the vicinity Washington Avenue. Alternative 3 passes the 5, 10 and 100 year storms and eliminate flooding of the road for all analyzed storms. This alternative requires the construction of a stormwater pump station. Alternative 4 is the most expensive one and does not meet an acceptable level of flooding during a 100-year storm.

CONCLUSION AND RECOMMENDATIONS

APCTE concludes that the best alternative to eliminate the flooding at 16 Street is the Alternative 3, which consists in building a Stormwater Pump Station, three injection wells, two gravity wells and the rehabilitation of two existing wells. Hydraulic calculations for this alternative, Appendix C, depict water stages that provide the Level of Service required by the City of Miami Beach at this intersection.

ALTERNATIVE 1 EXISTING CONDITIONS

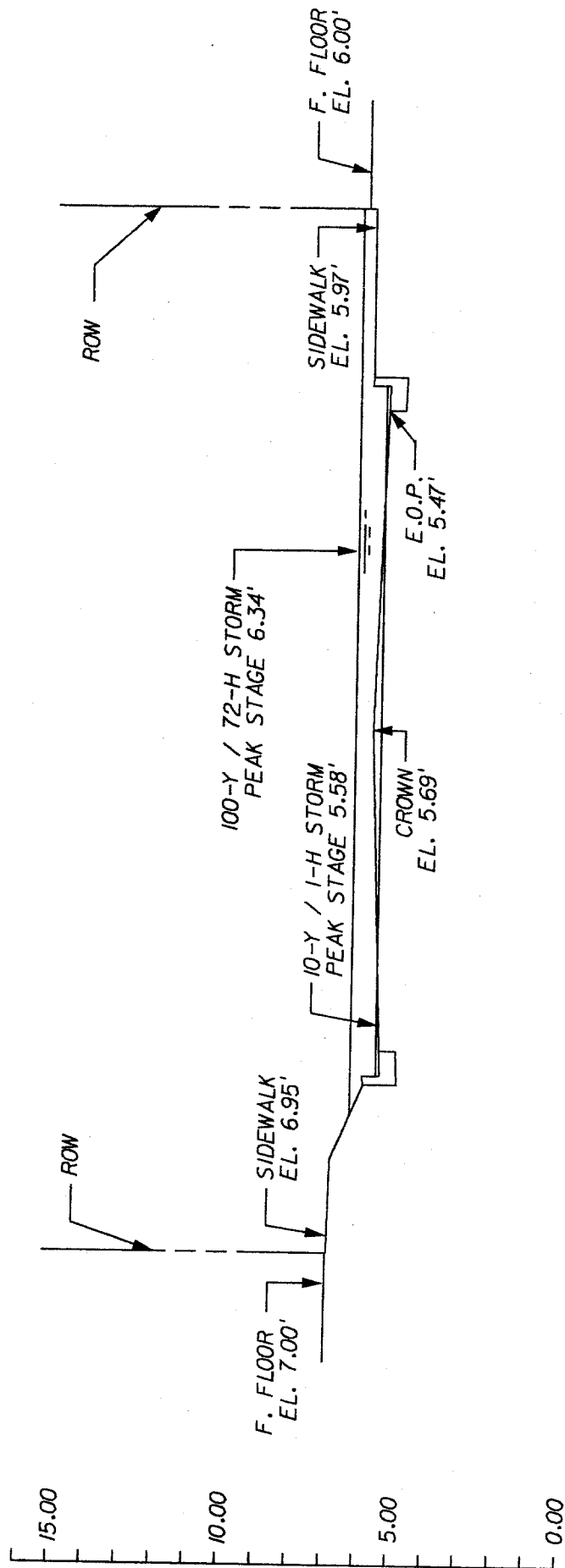


16 STREET
TYPICAL SECTION

N 1"=100'



ALTERNATIVE 2 DRAINAGE WELLS

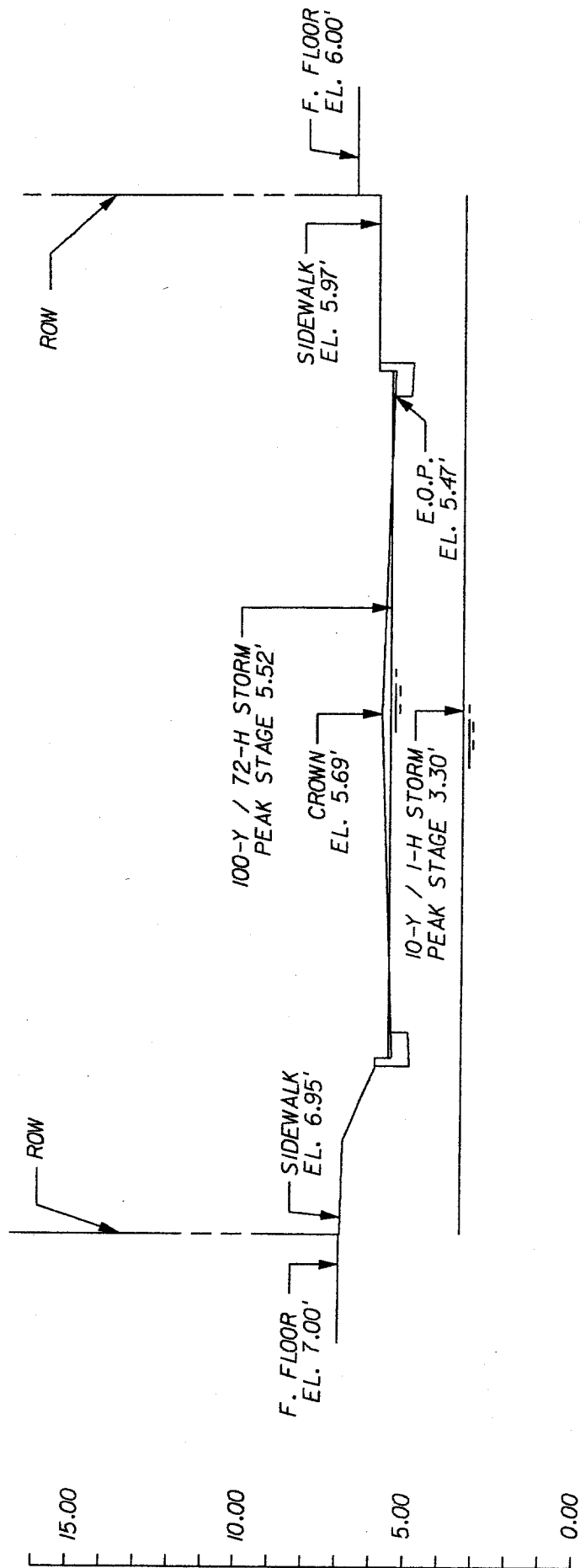


16 STREET
TYPICAL SECTION

N 1"=100'

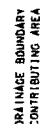


ALTERNATIVE 3 PUMP STATION AND INJECTION WELLS



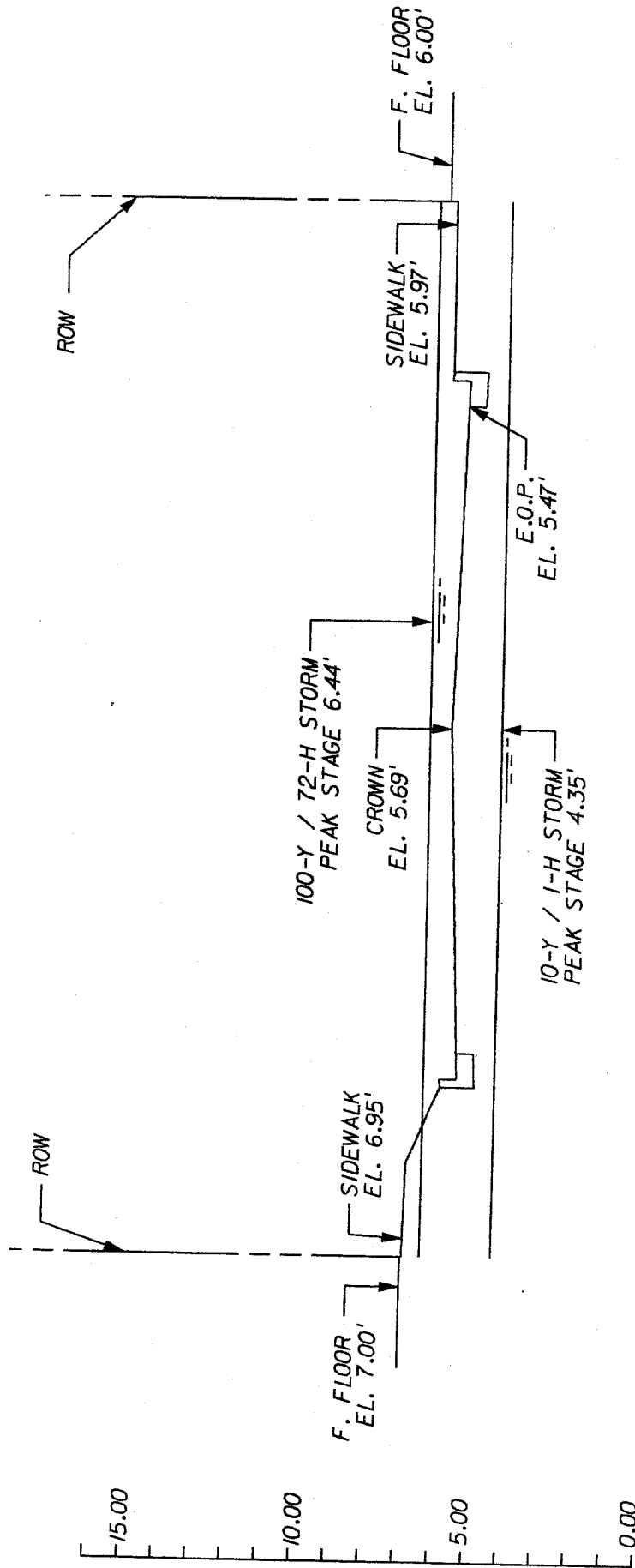
16 STREET
TYPICAL SECTION

100%



ESTIMATED COST, COST. @ 2,204,449.68

ALTERNATIVE 4 PIPE UPSIZING



16 STREET
TYPICAL SECTION

Z 1-100



RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AMENDMENT NO. 5, IN A NOT TO EXCEED AMOUNT OF \$1,094,816, TO THE DESIGN/BUILD AGREEMENT, FOR THE WASHINGTON AVENUE IMPROVEMENTS PROJECT, PHASES II, IV, AND V, WITH RIC-MAN INTERNATIONAL, INC.; SAID AMENDMENT PROVIDING FOR DESIGN, PERMITTING, CONSTRUCTION AND CONSTRUCTION ADMINISTRATION SERVICES FOR THE IMPLEMENTATION OF THE 16TH STREET DRAINAGE, AND OTHER MISCELLANEOUS IMPROVEMENTS; AND APPROVING FUNDS, IN THE AMOUNT OF \$1,094,816 FOR THE AMENDMENT, AND \$52,600, FOR CIP MANAGEMENT FEES, FROM CITY CENTER REDEVELOPMENT AGENCY FUNDS.

WHEREAS, the Washington Avenue Improvements Project, Phases II, IV, and V (the Project) is one of the components of the City's Neighborhood Improvements Program; and

WHEREAS, construction of the Project is presently well ahead of schedule and is nearing completion; and

WHEREAS, in January 2004, the City entered into a Design/Build Agreement with the firm of Ric-Man International, Inc. (Ric-Man), for the design and construction of the Project improvements, which consisted of drainage, water and sewer installations, lighting, landscaping, sidewalks, and other renovations and reconstruction (the Agreement); and

WHEREAS, the Agreement with Ric-Man included the engineering evaluation, analysis and recommendation on the conditions of drainage in the Washington Avenue and 16th Street area; and

WHEREAS, the Agreement only required the engineering study and a proposal (report) for the completion of design and construction of the recommended improvements, and Ric-Man has now submitted the report and has made several recommendations for the improvements; and

WHEREAS, the report and the recommendations have been carefully evaluated by Hazen and Sawyer, the City's Program Manager, CIP staff, and the Public Works staff, who are all in agreement that Alternative No. 2, as set forth below, is the more appropriate and cost effective alternative; and

WHEREAS, Alternative No. 2 entails the addition of five gravity wells and the rehabilitation of two existing wells and includes additional piping and drainage structures, and all the other tasks required to obtain the necessary permits, construction engineering, construction administration, etc.; and

WHEREAS, other alternatives were deemed unnecessary, less cost effective, or not as efficient in sufficiently improving the existing conditions; and

WHEREAS, accordingly, the City Administration and Ric-Man have negotiated the attached Amendment No. 5 to the Agreement, in the amount of \$1,094,816, which would provide for design, permitting, construction, and construction administration services for the implementation of the 16th Street drainage improvements, as well as other miscellaneous improvements related to the Project; and

WHEREAS, an appropriation to fund Amendment No. 5, in the amount of \$1,094,816, will be requested from City Center Redevelopment funds; and

WHEREAS, an additional appropriation request, in the amount of \$52,600, for CIP management fees, will also be requested from City Center Redevelopment Agency funds.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby approve and authorize the Mayor and City Clerk to execute the attached Amendment No. 5, in the not to exceed amount of \$1,094,816, to the Design/Build Agreement, for the Washington Avenue Improvement Project, Phases II, IV, and V, with Ric-Man International, Inc.; said Amendment providing for design, permitting, construction and construction administration services for the implementation of the 16th Street drainage, and other miscellaneous improvements; and appropriating funds for the Amendment, in the amount of \$1,094,816, and funds, in the amount of \$52,600, for CIP management fees, from City Center Redevelopment Agency funds.

PASSED and ADOPTED this ____ day of _____, 2006.


ATTEST:

CITY CLERK

MAYOR

T:\AGENDA\2006\may1006\Regular\WashingtonAve16thStreetReso.doc

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**



City Attorney

5/3/06

Date

Condensed Title:

Resolution authorizing the purchase of Flood, All Risk Property Insurance (including windstorm) and Boiler Machinery Insurance as proposed by Arthur J. Gallagher and Co., the City's Broker of Record.

Key Intended Outcome Supported:

Improve the City's overall financial health and maintain overall bond rating.

Issue:

Property Insurance is necessary to protect the financial interest of the City. To qualify for FEMA aid, the City is required to purchase maximum reasonable insurance available.

Item Summary/Recommendation:

The Administration recommends that Gallagher be directed to negotiate with the carriers for the best possible coverage at the best possible premium and that the Mayor and City Commission authorize the Administration to purchase coverage if available and prudent, up to the current budgeted amount of \$2.5 million. We anticipate having a preliminary estimate of the first level of coverage in time for the supplemental distribution. The remaining levels can be negotiated with an expected completion before the policy expiration which is May 31, 2006.

Advisory Board Recommendation:

Not Applicable

Financial Information:

Source of Funds:		Amount	Account	Approved
<div style="border: 1px solid black; width: 50px; height: 50px; margin: 0 auto;"></div> OBPI	1	N/A	540.1792.000378 Property Insurance (Self-Insurance Fund)	
	2			
	3			
	4			
	Total			
Financial Impact Summary:				

City Clerk's Office Legislative Tracking:

Mayra Diaz Buttacavoli

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		<i>R. Pander Jr.</i>

T:\AGENDA\2006\may1006\Regular\P-INS06sum.doc





MIAMIBEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor David Dermer and Members of the City Commission

FROM: Jorge M. Gonzalez, City Manager *Rafael Jor*

DATE: May 10, 2006

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING THE PURCHASE OF FLOOD INSURANCE, ALL RISK PROPERTY INSURANCE (INCLUDING WINDSTORM) AND BOILER/MACHINERY INSURANCE FOR CITY BUILDINGS AND CONTENTS (INCLUDING NEW CONSTRUCTION), FOR A ONE-YEAR PERIOD AS PROPOSED BY ARTHUR J. GALLAGHER & CO., THE CITY'S BROKER OF RECORD.**

ADMINISTRATION RECOMMENDATION:

Adopt the resolution.

ANALYSIS:

The City's property insurance needs are covered by three policies: Flood, All Risk (fire, explosion, lightning) and Boiler/Machinery (equipment breakdown). The predominant peril to City-owned facilities is storm related loss due to flood and/or windstorm damage. The City relies on FEMA to provide financial assistance for expenses and damages related to flood and/or windstorm that are not covered by insurance. Eligibility for FEMA reimbursement is Federally governed by the Stafford Act.

The Stafford Act authorizes the President (FEMA per Executive Order) to provide financial and other forms of assistance to State and local governments, certain private nonprofit organizations and individuals to support response, recovery and mitigation efforts following Presidentially declared major disasters and emergencies. The Stafford Act describes generally the declaration process, the types and extent of assistance provided and fundamental eligibility requirements.

To qualify for aid in case of loss due to flood, the Act requires that the City purchase the maximum insurance available. The City has complied with the mandate in the past by purchasing coverage from the only available source, i.e., the National Flood Insurance Program. Limits are \$500,000 for buildings and \$500,000 for building contents. There is a \$5,000 deductible per location. The City purchases a separate Flood policy for each location within the City. The individual policies renew from June 2006 through December 2007. The total annual premium for 2005-2006 was approximately \$280,000.00. No premium increase is anticipated for 2006-2007.

The second coverage, All Risk, can be purchased with or without Windstorm coverage. With regard to FEMA's eligibility requirements for Windstorm, the City is required to purchase coverage that is reasonably available.

As a result of the 2005 storm season, the premium cost for Windstorm coverage has increased substantially with limited insurance carrier availability (capacity). The City of Miami Beach is viewed as a high risk/exposure (island community) by the insurance market and as a result, Arthur J. Gallagher and Co., the City's broker of record (Gallagher) advises that many of the insurance carriers would rather offer available insurance capacity to lower risk/exposure clients (inland communities). Also, insurance carriers are unwilling to offer final quotes until just before renewal.

The City currently purchases All Risk (this is a Primary/Excess layered program) with a Named Windstorm sublimit of \$45,000,000. This Named Windstorm sublimit is made up of primary limits of \$10,000,000 provided by Lexington and the balance, \$35,000,000 made up of excess layers provided by Zurich Insurance Co., Nutmeg Insurance Co., Arch Specialty Ins. Co., Lloyd's of London/Glencoe, and Allianz Insurance Co. The total annual premium for 2005-2006 was \$2,164,380.00.

Gallagher following the City's direction, has identified a replacement program which is All Risk including Windstorm protection for both named and non-named storms. Lexington Insurance Company has indicated that they will offer a renewal of the primary coverage (Lexington is the only carrier willing to quote the City's primary layer). Lexington indicates a significant premium increase with probable change to the current deductible clause. With regard to excess layers, it is anticipated that renewals will be limited with significant premium increase. Additionally, the State of Florida has increased the Assessment/Premium Tax on all policies this year to offset reserve deficiencies for Citizens Insurance (Windstorm Pool). It is anticipated that with the premium increase, Premium Tax on windstorm coverage and additional premium for new construction, the cost of the City's program may increase by more than 100% for All Risk including Windstorm. It is unlikely that the final renewal will include the current sublimit for Named Windstorm of \$45,000,000.00.

The All Risk renewal includes an option to purchase Terrorism coverage. This coverage is very limited and does not respond to all types of terrorism. In the past the City has not elected to purchase this coverage.

The third coverage, Boiler/Machinery provides coverage for property built to operate under a vacuum or pressure, or used for generations, transmission or utilization of energy (water pumps, A.C. units, generators). The City purchases this insurance due to the many locations that house this type of machinery/equipment. Damage sustained by machinery/equipment for breakdown is not currently reimbursable under any type of State or Federal program. The premium for 2005-2006 was \$23,240 with coverage provided by the Travelers. We have reviewed with Gallagher and anticipate an increase in the area of 30%.

It is important to understand that FEMA is not an insurance company. FEMA's policies, procedures, and administration are effected by political and bureaucratic factors that can retard responsiveness and/or reduce anticipated financial aid. Insurance companies, presumably, respond to claims pursuant to the contractual obligations imposed by the Policy. That distinction has increased relevance when disasters occur, recoveries are sought, and speed is important.

While the Administration would prefer the City purchase all offered insurance, sound fiscal responsibility dictates that recommendations be based on "cost versus risk". Since storm

City Commission Memorandum

May 10, 2006

Purchase of Property Insurance

Page 3 of 5

related loss is the predominant peril to City-owned facilities, the Administration does not recommend the purchase of Terrorism coverage.

With regard to the purchase of All Risk (including a Named Windstorm Sublimit), the Administration recommends the City purchase the primary coverage offered by Lexington Insurance Company and utilize the remaining funds authorized by the Mayor and City Commission to negotiate and purchase excess Named Windstorm sublimits. In the event of a major disaster or multiple disasters (such as the Hurricane Season of 2005) it has become apparent that FEMA is unable to respond quickly and efficiently to the financial and overall recovery needs of both the Public and City Governments. The purchase of additional coverage limits will help minimize the City's dependence on FEMA, provide additional funds for damage repair, and speed recovery in the event of damage sustained from a major storm.

In summary, the Administration recommends that Gallagher be directed to negotiate with the carriers for the best possible coverage at the best possible premium and that the Mayor and City Commission authorize the Administration to purchase coverage if available and prudent, up to the current budgeted amount of \$2.5 million. We anticipate having a preliminary estimate of the first level of coverage in time for the supplemental distribution. The remaining levels can be negotiated with an expected completion before the policy expiration which is May 31, 2006.

T:\AGENDA\2006\May1006\Regular\IP-INS06.doc

RESOLUTION TO BE SUBMITTED

Condensed Title:

A Resolution approving a request by Biscayne Point Security Guard Special Taxing District, to amend Miami-Dade County Ordinance No. 90-52, to include installation of cameras and a recording device at the guardhouse.

Key Intended Outcome Supported:

Maintain Crime Rates at or Below National Trends

Issue:

Shall the Mayor and City commission approve the request by Biscayne Point Security Guard Special Taxing District to amend the Miami-Dade County Ordinance 90-52 ?

Item Summary/Recommendation:

In February 21, 1990, Miami Beach City Commission adopted Resolution No. 90-19919 approving the creation of the Biscayne Point Special Taxing District, to provide 24 hour guard service at Biscayne Point Island.

Following approval by the Miami Beach City Commission, the Miami-Dade County Board of County Commissioners passed and adopted Miami-Dade County Ordinance No. 90-52, creating and establishing the "Biscayne Point Security Guard Special Taxing District".

In 2005, resident owners within the Biscayne Point Security Guard Special Taxing District, approved by 55.4%, a petition to Miami-Dade County Board of County Commissioners requesting to amend Miami-Dade County Ordinance No. 90-52, to include the installation of cameras and a recording device at the existing guardhouse. To amend the Ordinance, approval from the Miami Beach City Commission is required.

The Administration recommends adopting the Resolution.

Advisory Board Recommendation:

N/A

Financial Information:

Source of Funds:	Amount	Account	Approved
1			
2			
3			
4			
Total			

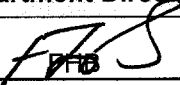
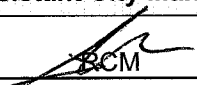
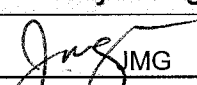
OBPI

Financial Impact Summary:

City Clerk's Office Legislative Tracking:

Robert Halfhill, Public Works 6833

Sign-Offs:

Department Director	Assistant City Manager	City Manager
 PFB	 BCM	 IMG

T:\AGENDA\2006\may1006\consent\Amendment to Biscayne Point Special Taxing DistrictSummary.doc





MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor David Dermer and Members of the City Commission

FROM: Jorge M. Gonzalez, City Manager

DATE: May 10, 2006

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING A REQUEST FROM BISCAYNE POINT SECURITY GUARD SPECIAL TAXING DISTRICT, TO PROCEED WITH MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS, IN REQUESTING AN AMENDMENT TO MIAMI-DADE COUNTY ORDINANCE NO. 90-52, CREATING THE "BISCAYNE POINT SECURITY GUARD SPECIAL TAXING DISTRICT"; SAID AMENDMENT TO INCLUDE THE INSTALLATION OF CAMERAS AND A RECORDING DEVICE IN THE EXISTING GUARDHOUSE, AND TO INCLUDE THE ASSOCIATED COSTS IN THE SPECIAL TAXING DISTRICT ASSESSMENTS; PROVIDED FURTHER THAT THE CITY'S APPROVAL IS SUBJECT TO AND CONTINGENT UPON SAID DISTRICT'S COMPLIANCE WITH ALL MIAMI-DADE COUNTY'S REQUIREMENTS RELATIVE TO THE CREATION AND AMENDMENT OF SPECIAL TAXING DISTRICTS.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

BACKGROUND

On February 21, 1990, the Miami Beach City Commission adopted Resolution No. 90-19919 approving the creation of the Biscayne Point Special Taxing District to provide 24 hour security guard service to that island.

On June 5, 1990, the Miami-Dade County Board of County Commissioners, passed and adopted Ordinance No. 90-52, creating and establishing the "Biscayne Point Security Guard Special Taxing District" according to Chapter 18 of the Miami-Dade County Code for Special Taxing Districts.

In 2005, resident owners within the Biscayne Point Security Guard Special Taxing District approved, by 55.4%, a petition to Miami-Dade County requesting that Miami-Dade County Ordinance No. 90-52 be amended to include the installation of cameras and a recording device in the existing guardhouse. The petition exceeds the 50% requirement of Sec. 18-3 of the Miami-Dade County Code. In accordance with Chapter 18 of the Miami-Dade County Code, to amend the ordinance establishing the special taxing district, approval is required by the governing body of the municipality in which the District lies.

ANALYSIS

Biscayne Point Security Guard Special Taxing District is comprised of the properties within Biscayne Point Island as seen in Attachment A. There are a total of 329 parcels within the district, with 267 of them qualifying as owner/residents. (Attachment B)

Of the 267 owner/residents, 148 (or 55.4%), had approved the petition requesting to amend Miami-Dade County Ordinance No. 90-52, to include the installation of cameras and a recording device at the guardhouse. The close margin of approval may lead to a minority voice publicly opposing the issue.

The routine process to create or amend a Special Taxing District within a municipality in Miami-Dade County is as follows:

1. The Petition Process:
 - a. Incorporated homeowners' association requests a petition package from the Miami-Dade Special Taxing District, describing improvements or amendments specifically, with the desired levels of service and district boundaries.
 - b. Miami-Dade Public Works-Special Taxing Districts Division prepares the requirements depending on the type of improvements requested. These may include traffic studies, reviews and approval by the local Police and Fire Departments.
 - c. A petition is circulated and must be submitted within 4 months, with all property owners signing for or against the proposed district.
 - d. The petition is validated by Miami-Dade Taxing District when 50% or more approve the petition, at which time the municipality's governing body must authorize the County by an Ordinance or Resolution to proceed with the amendment or the creation of the district.
2. Cost and Feasibility Study:
 - a. Miami-Dade County Special Taxing Districts Division or the Public Works Department in the Municipality prepares a report detailing improvements, cost estimates, assessment methods and district boundaries.
 - b. All these facts are presented to the district residents in a forum.
3. District creation:
 - a. Board of County Commissioners conducts Public Hearing, where all property owners within the District are notified.
 - b. If the Board of County Commissioners decides that the proposal should go forward, an ordinance creating or amending the district is authorized.
4. District Ratification:
 - a. Election is conducted by mailed ballot of all registered voters who are eligible to vote and reside within the district boundaries,
 - b. Majority vote is needed to ratify the district creation or amendment.
5. Cost assessment /collection of Special Assessments:
 - a. Special Taxing Districts Division calculates each district property owner's special assessment based on specific assessment methods and input

from property owners during the public hearing.

b. Special assessments are billed in advance for the each fiscal year.

6. Service Commencement:

a. Miami-Dade County requires an Interlocal Agreement with the municipality to build the improvements, in which case the County requires a submission of plans, permits, cost estimates, bids, construction schedules and inspections. The County reimburses the municipality for the cost of improvements upon completion of the district improvements.

Following approval by the City Commission to proceed with this request, the Miami-Dade Board of County Commissioners shall schedule a public hearing, at which time they may elect to amend the Ordinance.

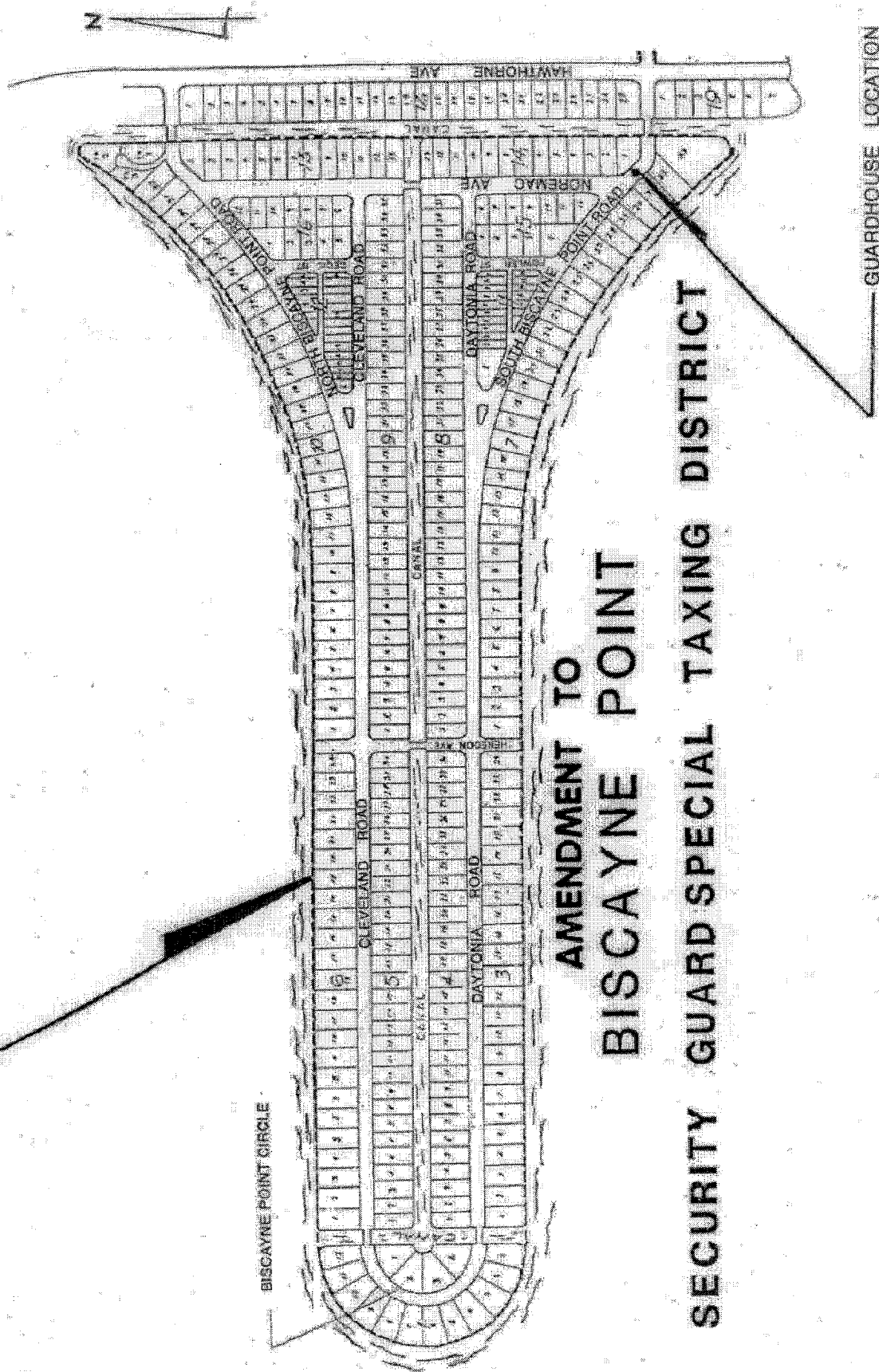
The final approval shall be ratified by a mail ballot election of all the property owners as described in step 4 above.

The additional annual assessment for each property is estimated to be \$90. The initial cost of the equipment and installation will be funded by the Miami-Dade County or the Biscayne Point Security Guard Special Taxing District.

JMG/RM/FHB/RH/FAV

T:\AGENDA\2006\may1006\consent\Amendment to Biscayne Point Special Taxing District\Memo.doc

DISTRICT BOUNDARIES



**AMENDMENT TO
BISCAYNE POINT
SECURITY GUARD SPECIAL TAXING DISTRICT**

ATTACHMENT " A "

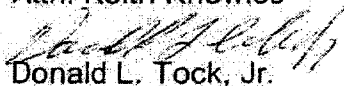
SECTION: 3 - 53 - 42

Memorandum



Date: December 28, 2005

To: Kay M. Sullivan, Director
Office of the Clerk of the Board
Attn: Keith Knowles

From: 
Donald L. Tock, Jr.
Acting Chief
Special Taxing Districts Division

Subject: Amendment to Biscayne Point
Security Guard Special Taxing District

In reference to the subject petition, we hereby certify that, in compliance with Chapter 18 of the Miami-Dade County Code, this Department has verified the names in the attached petition against the records of the Property Appraisal Department, and is submitting the following information:

1.	Total number of parcels of land within district boundaries	<u>329</u>
2.	Total number of resident owners of property within district boundaries	<u>267</u>
3.	Total number of resident owners signing the attached petition	<u>148</u>
4.	Percentage of resident owners signing the attached petition	<u>55.4%</u>
5.	Net property valuation	<u>\$116,790,926</u>

Utilizing Homestead Exemption as the basis for the resident owner requirement, we certify that this petition does contain more than the 50% affirmative signatures of the resident property owners within the proposed district boundaries required by Section 18-3 of the Code; therefore, the subject petition is valid.

Attachment

Attachment "B"

BISCAYNE POINT HOMEOWNERS ASSOCIATION, INC.

Mailing Address: 1101 South Biscayne Point Road
Miami Beach, Florida 33141

Visit our website: <http://biscaynepointer.homestead.com/index.html>

OFFICERS:

STEVEN MAGILEN, M.D.
President

TED BERMAN
Vice-President

MICHAEL ROIBART
Treasurer

JUCERO LEVY
Vice-Treasurer

MAURICE SORIANO
Recording Secretary

JACOB LEVY, M.D.
Corresponding Secretary

Charles W. Small, Jr.
Acting Chief
Public Works Department
Special Taxing Districts Division
Stephen P. Clark Center
111 NW 1st Street
Suite 1510
Miami, FL 33128-1970

January 14, 2005

RE: Security Camera at Biscayne Point Guard House

DIRECTORS:

ESTELLE BREITER
MICHAEL BRENNAN
DIMAS DOMINGUEZ, JR.
CHRISTINE MAGILEN
SILVIO RODRIGUEZ
SCOTT STONE
RACHEL UMLAS

Dear Mr. Small,

This is to request a petition packet for placing a security camera at the guard house at the entrance to Biscayne Point.

Please send a petition packet to the above address.

Sincerely,


Steven Magilen, MD
President

The mission of the Biscayne Point Homeowners Association, Inc., (BPHA), is to enhance the safety, welfare and quality of life; to promote communication and social civic activities for the residents and homeowners of Biscayne Point; and to ensure that their needs and desires are represented within the community and government.

RECEIVED
PUBLIC WORKS DEPT
DISTRICTS DIVISION
JAN 18 AM 10 22

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING A REQUEST FROM THE BISCAYNE POINT SECURITY GUARD SPECIAL TAXING DISTRICT TO PROCEED WITH MIAMI-DADE COUNTY, IN AMENDING AMENDMENT TO COUNTY ORDINANCE NO. 90-52, WHICH CREATED THE "BISCAYNE POINT SECURITY GUARD SPECIAL TAXING DISTRICT"; SAID AMENDMENT TO INCLUDE THE INSTALLATION OF CAMERAS AND A RECORDING DEVICE IN THE EXISTING GUARDHOUSE, AND TO INCLUDE THE ASSOCIATED COSTS IN THE SPECIAL TAXING DISTRICT ASSESSMENTS; PROVIDED FURTHER THAT THE CITY'S APPROVAL IS SUBJECT TO AND CONTINGENT UPON SAID DISTRICT'S COMPLIANCE WITH ALL MIAMI-DADE COUNTY'S REQUIREMENTS RELATIVE TO THE CREATION AND AMENDMENT OF SPECIAL TAXING DISTRICTS.

WHEREAS, on February 21, 1990, the Miami Beach City Commission adopted Resolution No. 90-19919, conceptually approving the creation through Miami-Dade County, of the Biscayne Point Special Taxing District, to provide 24 hour guard service to that Island ; and

WHEREAS, on June 5, 1990, the Board of Miami-Dade County Commissioners, passed and adopted County Ordinance No. 90-52, creating and establishing the "Biscayne Point Security Guard Special Taxing District", pursuant to Chapter 18 of the Miami-Dade County Code for Special Taxing Districts; and

WHEREAS, resident owners within the Biscayne Point Security Guard Special Taxing District, have petitioned the County, and obtained the required number of signatures, to request that the County amend County Ordinance No. 90-52, by including the installation of cameras and a recording device in the existing guardhouse; and

WHEREAS, in order to proceed with this request, pursuant to Chapter 18 of the County Code, the County requires the City's approval of the request to amend said Special Taxing District.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby approve the request by the "Biscayne Point Security Guard Special Taxing District" to proceed with Miami-Dade County, in amending amendment to County Ordinance No. 90-52, which created the "Biscayne Point Security Guard Special Taxing District"; said amendment to include the installation of cameras and a recording device in the existing guardhouse, and to include the associated costs in the Special Taxing District assessments; provided further that the City's approval is subject to and contingent upon said District's compliance with all Miami-Dade County's requirements relative to the creation and amendment of Special Taxing Districts.

PASSED and ADOPTED this _____ day of _____, 2006

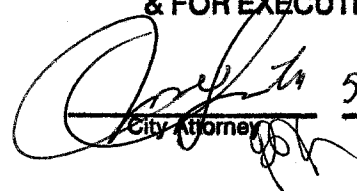
ATTEST:

CLERK

MAYOR

T:\AGENDA\2006\may1006\consent\Amendment to Biscayne Point Special Taxing DistrictReso.doc

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**



City Attorney

5/2/06

Date

Condensed Title:

Authorization to exercise both renewal terms, totaling two additional years, in the agreement between the City and SMG for management and operation of the Miami Beach Convention Center, and other cultural facilities; and further amending said agreement as described herein.

Key Intended Outcome Supported:

Increase community rating of cultural activities.

Issue:

Should the City exercise its option to renew the agreement with SMG for management and operation of the Convention Center and other performing arts venues.

Item Summary/Recommendation:

On October 15, 2003, the Mayor and City Commission approved Resolution No. 2003-25381, approving and authorizing the Mayor and City Clerk to execute a Management Agreement between the City and SMG for the management, promotion, and operation of the Miami Beach Convention Center (the Convention Center) and Jackie Gleason Theater of the Performing Arts (the Theater). Subsequently, on July 28, 2004, the City Commission approved Resolution No. 2004-25645 amending the management agreement between the City and SMG to include additional management oversight of the Byron Carlyle, Colony, and Little Stage Theaters.

The Administration recommends the Mayor and City Commission authorize Amendment 2 to the management agreement between the City and SMG as recommended herein.

Advisory Board Recommendation:

Finance and Citywide Projects Committee recommended in favor of two - one year extensions, pursuant to a re-evaluation of the SMG Incentive Fee Performance schedule on March 23, 2006.

Convention Center Advisory Board recommended in favor of two - one year extensions on February 28, 2006. Subsequently, at their April 25, 2006 meeting they recommended changes to the Incentive Fee criteria as described herein.

Financial Information:

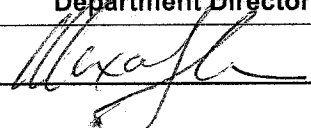
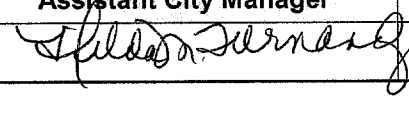
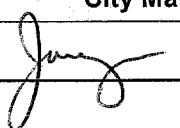
Source of Funds:		Amount	Account	Approved
<div style="border: 1px solid black; width: 50px; height: 50px; margin: 0 auto;"></div> OBPI	1	\$326,084 (Base Management Fee for Miami Beach Convention Center and TOPA)	Convention Center Enterprise Fund	
	2	\$40,000 (Additional Facilities)	General Fund (Colony and Byron Carlyle Theaters)	
	3			
	4			
	Total	\$366,084 plus incentive fee		

Financial Impact Summary: Please refer to Exhibit C.

City Clerk's Office Legislative Tracking:

Max Sklar, Tourism and Cultural Development Director

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		



MIAMI BEACH

AGENDA ITEM

R76

DATE 5-10-06



MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor David Dermer and Members of the City Commission

FROM: Jorge M. Gonzalez, City Manager

DATE: May 10, 2006

SUBJECT: **A RESOLUTION OF THE MAYOR AND THE CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING AMENDMENT NO. 2 TO THE MANAGEMENT AGREEMENT BETWEEN THE CITY OF MIAMI BEACH, FLORIDA AND SMG FOR THE MIAMI BEACH CONVENTION CENTER, JACKIE GLEASON THEATER, COLONY THEATER, AND BYRON CARLYLE THEATER; SAID AMENDMENT EXERCISES TWO (2) ONE YEAR RENEWAL OPTIONS, COMMENCING ON OCTOBER 1, 2006, AND ENDING ON SEPTEMBER 30, 2008; AND FURTHER AMENDING SECTION 4.3, ENTITLED INCENTIVE FEE AND SECTION 12 ENTITLED TERMINATION.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

ANALYSIS

On September 7, 1990, the City of Miami Beach issued a Request for Proposals (RFP) for the management of the Miami Beach Convention Center (Center) and the Jackie Gleason Theater of the Performing Arts (TOPA). The bid was awarded to Spectacor Management Group (SMG).

On December 19, 1990, the City of Miami Beach entered into a Management Services Agreement with Spectacor Management Group (SMG) for the management of the Miami Beach Convention Center (MBCC) and the Jackie Gleason Theater of the Performing Arts (TOPA). The Agreement was for an initial term of three-years, commencing on January 1, 1990, and ending December 31, 1993. On June 30, 1993, the City exercised its option to extend the Agreement for two successive one-year terms covering the period of January 1, 1994, through December 31, 1995. On April 19, 1995, the City Commission approved the waiver of formal bidding procedures for the Management Contract, thus extending the Management Services Agreement with SMG, and approving a new Agreement for the period of October 1, 1995, through September 30, 1998.

On December 5, 1997, the City of Miami Beach issued Request for Proposals (RFP) No. 5-97/02, seeking proposals from qualified firms for the management and operation of MBCC and/or TOPA. On April 1, 1998, the City Commission adopted a Resolution for the Administration to enter into negotiations for a Management Services Agreement with the recommended firm of SMG pursuant to the recommendation of the City Manager and the

Evaluation Committee. On July 15, 1998, the Mayor and City Commission adopted Resolution 98-22850 authorizing execution of an Agreement with SMG for three (3) years with two (2) one year renewals. On September 5, 2001, the Mayor and City Commission adopted Resolution No. 2001-24573 approving the two (2) one year extensions which expired on September 30, 2002.

On January 8, 2003, the Mayor and City Commission adopted Resolution No. 2003-25107, which authorized the issuance of a RFP for the management and operation of (1) the MBCC and the Gleason, or (2) the Gleason only, with an option to manage and market other City Cultural Facilities to include but not limited to: the Byron-Carlyle Theater, the Rotunda, the Acorn Theater, the bandshell and/or the Colony Theater.

On October 15, 2003, the Mayor and City Commission approved Resolution No. 2003-25381, approving and authorizing the Mayor and City Clerk to execute a Management Agreement between the City and SMG for the management, promotion, and operation of the Miami Beach Convention Center (the Convention Center) and Jackie Gleason Theater of the Performing Arts (the Theater). Subsequently, on July 28, 2004, the City Commission approved Resolution No. 2004-25645 amending the management agreement between the City and SMG to include additional management oversight of the Byron Carlyle, Colony, and Little Stage Theaters. The initial term of said agreement is set to expire on September 30, 2006. The agreement provides for two (2) additional one (1) year renewal terms, at the City's sole discretion.

The following is a list of major accomplishments that SMG achieved during the initial term of the agreement:

- Assumed management of the Byron Carlyle in October 2004; bettered projected deficit for the Theater by over \$162,000 or 88%
- Assumed management of the Colony Theater in November 2005, with the South Beach Comedy Festival in January 2006
- Continued to receive high marks from lessees, including over 96% positive responses for the initial period of our online surveys from Feb-Sep 2005 (see attached)
- Successfully hosted major conventions, including American Academy of Neurology, International Association of Chiefs of Police, Meeting Professionals International
- Continued to boost annual business, with addition of the following bookings by SMG in the last 3 years;
 - Shoe Market of the Americas (3 times annually)
 - Miami Beach Gift Show (2 times annually)
 - Swimwear Association of Florida Show
 - Jewelers International Showcase (third annual show)
 - International Boat builders Exposition (IBEX)
 - Hospitality Design (HD) Boutique
 - South Florida Dental Expo
 - Fispal Brazilian Food Expo
 - International Tile & Stone Show
 - South Florida Orchid Show
 - DUB Super Series
 - Hot Import Nights
 - L'Esthetique International Congress on Aesthetics
 - Spa Miami
 - Arte' Americas
 - Home Design & Remodeling Show (second annual show)
 - International Franchise Expo
 - Trafik Fashion Show

- Successfully hosted the following high profile Gleason Theater events:
 - MTV Video Music Awards Latinoamerica
 - Clio Awards
 - American Black Film Festival
 - Brazilian Film Festival
 - Hooters Swimsuit Pageant
 - National Bodybuilding Championships
- Integrated restroom/ADA construction project into event operations so as to minimize disruption to events and thus client complaints
- Assisted City in oversight and services default of Centerplate, the Convention Center's food and beverage provider

Additionally, attached is a list of SMG's incentive grading (Exhibit A) and client critiques (Exhibit B) for the initial term of this agreement. Although SMG's performance grading was a 64 in FY 03/04 they were able to achieve an 89 in FY 04/05 and have historically averaged 93 since FY 98/99. Similarly, SMG has historically received very strong ratings from convention center clients for the services they provide at the facility.

The following chart also illustrates the number of events held at the Miami Beach Convention Center and its associated occupancy percentage during the initial term of the current agreement. These numbers reflect strong annual trade shows SMG was able to book over the last three years.

	FY 2003-04	FY 2004-05	FY 2005-06 (Projected)
Number of Events	77	88	100
Occupancy Percentage	54%	57%	59%

Also attached for your review is a spreadsheet (Exhibit C) which details SMG's total management fee and capital or other contributions to the City for FY 03/04 and 04/05, and projected management fees and contributions for the current fiscal year and the two renewal options if exercised.

Recommendation

The aforementioned information was presented to the Finance and Citywide Projects Committee on March 23, 2006. The Committee questioned the methodology used to measure and evaluate SMG's effectiveness to manage and operate these facilities. Staff explained how the evaluation criteria are used to measure their performance, which is based on both quantitative and qualitative measures. The quantitative method comprises financial performance (30%) and bookings (20%). The balance is qualitative and is based on customer surveys (20%), maintenance (20%), and discretionary (10%). After much discussion, the Committee made a recommendation to extend the contract with SMG for two - one year extensions, pursuant to a re-evaluation of the SMG Incentive Fee Performance schedule.

Subsequently, during the March 27, 2006, Convention Center Commission Workshop, Vice-Mayor Gross and the Administration requested Stuart Blumberg, President of the Greater Miami and Beaches Hotel Association, to submit his recommendation for changes to the incentive provision in SMG's management agreement with the City. Mr. Blumberg's recommendation is listed in the chart below and is primarily based on the Statement of Purpose in the Convention Center's Booking Policy that states the primary objective of the Center is "promoting and facilitating events and activities which have a significant impact in terms of Convention Development Tax generated." To that end Mr. Blumberg recommends a

stronger emphasis on maintenance and monitoring of food and beverage services as these factors impact future business instead of financial performance. Furthermore, he feels that financial performance is not something that SMG controls solely and must be approached in partnership with the Greater Miami Convention and Visitors Bureau.

Additionally, Staff presented Mr. Blumberg's recommendations, along with a preliminary staff recommendation, to the Convention Center Advisory Board (CCAB) on Tuesday, April 25, 2006. The CCAB collectively felt that monitoring of the food and beverage management agreement was critical and should be a factor considered for the incentive as it is the driving force behind customer satisfaction and booking business. The CCAB also felt that there was no need to also include bookings as part of the criteria, as it is basically another financial incentive. The following two charts provide a history of the incentive fee criteria since 1995, and the recommendation of the Hotel Association, CCAB, and City Administration for the two year extension.

HISTORY OF INCENTIVE FEE SCHEDULE - SINCE 1995

	1995-98	1998-01	2001-03	2003-06
Financial Performance	60	30	20	30
Maintenance of Facility	30	45	40	20
Community Involvement	10			
Monitoring of F & B		25	10	
Gleason Bookings			30	
Customer Satisfaction				20
Bookings				20
Discretionary				10
	100	100	100	100

	Hotel Association Recommendations 2006-08	CCAB 2006-08	Administration's Final Recommendation 2006-08
Financial Performance	30	30	30
Maintenance of Facility	45	40	40
Community Involvement			
Monitoring of F & B	25	15	15
Gleason Bookings			
Customer Satisfaction		15	15
Bookings			
Discretionary			
	100	100	100

The following is a detailed description of the criteria for each of the recommended incentive categories:

- **Financial Performance** – Up to thirty percent (30%) for a Fiscal Year based on the actual Net Operating Loss/Profit for the Facility when compared to the Net Operating Loss/Profit for the Facility reflected in the Approved Budget for the Fiscal Year in question based on the table below, not taking into account (in either the actual or

budgeted calculation of Net Operating Loss/Profit) the internal service charges assessed by the City to the Facility pursuant to the Approved Budgets which charges include, without limitation, property insurance premium costs, sewer charges, and communication/information technology charges.

Attainment of Net Operating Loss/Profit Reflected in Approved Budget	10 points
---	-----------

Improvement of 5% over Net Operating Loss/Profit reflected in Approved Budget	16 points
--	-----------

Improvement of 10% over Net Operating Loss/Profit reflected in Approved Budget	23 points
---	-----------

Improvement of 15% over Net Operating Loss/Profit reflected in Approved Budget	30 points
---	-----------

- Maintenance of Facility and Capital Equipment - The City shall award SMG up to forty percent (40%) for a Fiscal Year if SMG has met or exceeded the maintenance goals set forth in the approved and adopted maintenance and operation manual for the Facility (including the comprehensive preventive maintenance program). Such evaluation shall take into account the quarterly and yearly review by the City's Property Management Division and a yearly review by an outside independent party. It is important to note that daily maintenance and cleanliness is accounted for and monitored in the customer satisfaction evaluations.

- Customer Satisfaction - The City shall award SMG up to fifteen percent (15%) for customer satisfaction based on customer evaluations.

- Customer surveys – SMG has developed a customer satisfaction research program from which incentive program will be administered. Fifteen percentage points will be evaluated using the following criteria:

- Completion of evaluations by clients: A total of 6 percentage points will be awarded based upon the percentage of completed evaluations received of those sent by SMG of all booked events that use the facility as detailed below.

- 65% completed 6 points
 - 55% completed 4 points
 - 45% completed 2 points
 - Less than 50% 0 points

- Average score of evaluations: A total of 9 percentage points will be awarded based upon the average score and positive satisfaction, in areas under the direct management and control of SMG.

- 90% 9 points
 - 80-89% 6 points
 - 70-79% 3 points
 - Less than 70% 0 points

- Monitoring Food and Beverage – The City shall award SMG up to fifteen percent (15%) for supervision and monitoring of the food and beverage operations in the Facility, attention to quality controls, levels of service and performance standards. Goals and objectives to be used in monitoring for the evaluation will include:

- Annual Review of Menus & Pricing
- Annual Review of Staff Training Manuals and Procedures
- Review of Permanent Staffing Plan
- Review of Individual Event Operational Service Plans
- Review of Catering Banquet Event Orders (B.E.O.)
- Attendance at all Client Tastings
- Monthly Meeting with F&B Provider to Review Food and Beverage Operations
- Consulting with Meeting Planners as to F&B Planning Progress
- Ongoing Review of Concession Food Quality and Service, providing feedback to Provider
- On Site Contact with Meeting Planners regarding F&B Issues
- On Site Review of Catering Set-ups, providing feedback to Provider
- Post-Event Surveys Distributed with Results Discussed with Provider

The contract amendment, if approved by the City Commission, will also include a termination provision for the Jackie Gleason Theater.

CONCLUSION

The Administration recommends the Mayor and City Commission authorize Amendment No. 2 to the management agreement between the City and SMG as recommended herein.

JMG/HMF/MAS

T:\AGENDA\2006\may1006\Regular\SMG_Extension 06_08 Memo.doc

EXHIBIT A

**SMG Incentive Fee Performance
Current Term**

	2003-04		2004-05	
	% points available	% points granted	% points available	% points granted
Financial Performance	30	0	30	30
Maintenance of Facilities/Equipment	20	20	20	19
Customer Satisfaction	20	18	20	18
Event bookings/ activities (MBCC/JGT	20	16	20	16
Discretionary	10	10	10	6
TOTAL	100	64	100	89

EXHIBIT B

Miami Beach Convention Center Client Response Results
February -September 2005

EXHIBIT B

	Excellent	Pctg	Good	Pctg	Fair	Pctg	Poor	Pctg	Positive	Negative
Sales										
Knowledgeable	17	70.8%	7	29.2%		0.0%		0.0%	100.0%	0.0%
Responsiveness to your needs	16	66.7%	7	29.2%	1	4.2%		0.0%	95.8%	4.2%
Professionalism	19	79.2%	5	20.8%		0.0%		0.0%	100.0%	0.0%
Readily Accessible	16	66.7%	7	29.2%	1	4.2%		0.0%	95.8%	4.2%
Clarity of Information	16	66.7%	7	29.2%	1	4.2%		0.0%	95.8%	4.2%
Sales Subtotal	84	70.0%	33	27.5%	3	2.5%	0	0.0%	97.5%	2.5%
Event Manager										
Knowledgeable	19	73.1%	7	26.9%		0.0%		0.0%	100.0%	0.0%
Responsiveness to your needs	20	76.9%	5	19.2%	1	3.8%		0.0%	96.2%	3.8%
Professionalism	22	84.6%	4	15.4%		0.0%		0.0%	100.0%	0.0%
Readily Accessible	19	73.1%	5	19.2%	2	7.7%		0.0%	92.3%	7.7%
Pre-Event	18	78.3%	5	21.7%		0.0%		0.0%	100.0%	0.0%
-On-Site	17	77.3%	5	22.7%		0.0%		0.0%	100.0%	0.0%
Clarity of Information	18	72.0%	7	28.0%		0.0%		0.0%	100.0%	0.0%
Event Manager Subtotal	133	76.4%	38	21.8%	3	1.7%	0	0.0%	98.3%	1.7%
Building Operations										
Courtesy of building staff	15	60.0%	10	40.0%		0.0%		0.0%	100.0%	0.0%
Cleanliness	12	46.2%	10	38.5%	2	7.7%	2	7.7%	84.6%	15.4%
Accuracy of setups	13	50.0%	10	38.5%	3	11.5%		0.0%	88.5%	11.5%
Timeliness of setups	12	46.2%	11	42.3%	3	11.5%		0.0%	88.5%	11.5%
Building Signage	11	44.0%	12	48.0%	1	4.0%	1	4.0%	92.0%	8.0%
Building Operations Subtotal	63	49.2%	53	41.4%	9	7.0%	3	2.3%	90.6%	9.4%
Telecomm										
Knowledgeable	9	60.0%	6	40.0%		0.0%		0.0%	100.0%	0.0%
Responsiveness to your needs	11	73.3%	4	26.7%		0.0%		0.0%	100.0%	0.0%
Professionalism	9	60.0%	6	40.0%		0.0%		0.0%	100.0%	0.0%
Readily Accessible	9	60.0%	6	40.0%		0.0%		0.0%	100.0%	0.0%
Clarity of Information	9	60.0%	6	40.0%		0.0%		0.0%	100.0%	0.0%
Accuracy of setups	9	60.0%	6	40.0%		0.0%		0.0%	100.0%	0.0%
Timeliness of setups	9	60.0%	6	40.0%		0.0%		0.0%	100.0%	0.0%
Telecomm Subtotal	65	61.9%	40	38.1%	0	0.0%	0	0.0%	100.0%	0.0%
SMG Subtotals	345	65.5%	164	31.1%	15	2.8%	3	0.6%	96.6%	3.4%

Miami Beach Convention Center Client Response Results
February -September 2005

EXHIBIT B

	Excellent	Pctg	Good	Pctg	Fair	Pctg	Poor	Pctg	Positive	Negative
Audio Visual										
Knowledgeable	6	42.9%	7	50.0%	1	7.1%		0.0%	92.9%	7.1%
Responsiveness to your needs	6	42.9%	7	50.0%	1	7.1%		0.0%	92.9%	7.1%
Professionalism	5	35.7%	7	50.0%		0.0%	2	14.3%	85.7%	14.3%
Readily Accessible	4	28.6%	7	50.0%	2	14.3%	1	7.1%	78.6%	21.4%
Clarity of information	5	35.7%	7	50.0%	2	14.3%		0.0%	85.7%	14.3%
Accuracy of setups	7	50.0%	7	50.0%		0.0%		0.0%	100.0%	0.0%
Timeliness of setups	6	42.9%	8	57.1%		0.0%		0.0%	100.0%	0.0%
Courtesy of AV floor operations staff	9	60.0%	4	26.7%	1	6.7%	1	6.7%	86.7%	13.3%
Audio Visual Subtotals	48	42.5%	54	47.8%	7	6.2%	4	3.5%	90.3%	9.7%
Centerplate										
Knowledgeable	14	66.7%	5	23.8%	2	9.5%		0.0%	90.5%	9.5%
Responsiveness to your needs	14	66.7%	3	14.3%	3	14.3%	1	4.8%	81.0%	19.0%
Professionalism	13	61.9%	6	28.6%	1	4.8%	1	4.8%	90.5%	9.5%
Readily Accessible	14	66.7%	4	19.0%	2	9.5%	1	4.8%	85.7%	14.3%
Clarity of information	13	65.0%	3	15.0%	3	15.0%	1	5.0%	80.0%	20.0%
Courtesy of catering staff										
Courtesy of catering staff	11	52.4%	9	42.9%	1	4.8%		0.0%	95.2%	4.8%
Food quality	9	42.9%	8	38.1%	2	9.5%	2	9.5%	81.0%	19.0%
Food presentation	12	54.5%	8	36.4%		0.0%	2	9.1%	90.9%	9.1%
Menu selection/Variety/flexibility	10	45.5%	8	36.4%	2	9.1%	2	9.1%	81.8%	18.2%
Accuracy of setups	11	50.0%	9	40.9%	1	4.5%	1	4.5%	90.9%	9.1%
Timeliness of setups	10	45.5%	10	45.5%	2	9.1%		0.0%	90.9%	9.1%
Courtesy of concessions staff										
Courtesy of concessions staff	5	27.8%	8	44.4%	4	22.2%	1	5.6%	72.2%	27.8%
Food quality	4	23.5%	9	52.9%	3	17.6%	1	5.9%	76.5%	23.5%
Food presentation	4	23.5%	9	52.9%	3	17.6%	1	5.9%	76.5%	23.5%
Menu selection	4	23.5%	8	47.1%	4	23.5%	1	5.9%	70.6%	29.4%
Cleanliness and setup of outlets	5	27.8%	9	50.0%	4	22.2%		0.0%	77.8%	22.2%
Centerplate Subtotals	153	47.7%	116	36.1%	37	11.5%	15	4.7%	83.8%	16.2%

Miami Beach Convention Center Client Response Results
February -September 2005

	Excellent	Pctg	Good	Pctg	Fair	Pctg	Poor	Pctg	Positive	Negative
Other Services										
Public parking	5	22.7%	9	40.9%	4	18.2%	4	18.2%	63.6%	36.4%
Valet parking	2	18.2%	7	63.6%	1	9.1%	1	9.1%	81.8%	18.2%
Business center	3	25.0%	5	41.7%	3	25.0%	1	8.3%	66.7%	33.3%
Convention concierge	5	41.7%	6	50.0%	1	8.3%		0.0%	91.7%	8.3%
Miami Beach Fire Marshal	12	54.5%	10	45.5%		0.0%		0.0%	100.0%	0.0%
Miami Beach Police	11	50.0%	9	40.9%	2	9.1%		0.0%	90.9%	9.1%
General Contractor/Decorator labor	13	72.2%	3	16.7%	1	5.6%	1	5.6%	88.9%	11.1%
Exhibition Electrical services	11	57.9%	7	36.8%	1	5.3%		0.0%	94.7%	5.3%
Event Security contractor	9	52.9%	7	41.2%	1	5.9%		0.0%	94.1%	5.9%
Other Services Subtotals	71	45.8%	63	40.6%	14	9.0%	7	4.5%	86.5%	13.5%
Overall Impression	15	60.0%	10	40.0%		0.0%		0.0%	100.0%	0.0%
Grand Totals	632	55.4%	407	35.7%	73	6.4%	29	2.5%	91.1%	8.9%

Would you consider returning to the MBCC?

Yes 21

No

Maybe 3

MBCC Client Critique Summary
October 2004 - January 2005

Show Name	Start Date	Quality of Service from Event Coordinator	Cleanliness of Convention Center	Condition of the Center Facility and Equipment	Facility Services				Food and Beverage		
					Timeliness & Accuracy of Room Sets	Quality of Service	House A/V	Air Conditioning	Quality Of Food	Quality Of Service	Pricing
So. Fla. International Auto Show	10/29-11/17/04	5	5	5	5	5	5	5	4	5	3
College Bound Style Expo	11/19-21/04	1	3	4	5	3	5	3	1	1	1
Polish Business Days	11/28-12/2/04	5	5	5	4	3	4	4			
America's Food & Beverage Show	11/29-12/4/04	5	5	5					4	4	4
Shomex Diversity Career Fair	12/6-7/04	5	3		4	4	4	4	4	4	4
Art Basel Miami Beach	11/18-12/9/04	5	3	3	3	4	4	3	4	4	2
Hot Import Nights	12/9-12/04	5	4	4	3	3	3	4	3	3	3
Conference on Anti Aging	12/11-13/04	5	4	4	4	4	2	3	3	3	3
Children's Holiday Party	12/12-13/03	5	5	5	5	5	5	5			
Rosenthal Warehouse Sale	12/16-22/04	4	5	4	3	4		3	1	2	3
Naturalization Ceremonies	Various 2004	5	4	5	5	5	5	5			
Art Miami 2005	12/29-1/13/05	4	3	4	4	4	4	4	3	3	3
Original Miami Beach Antique Show	1/16-26/05	5	4	4	5	5	5	5	4	4	3
Fine Jewelry Show	1/26/2/1/05	5	5	5	5	5		5	4	4	4
Average for FY 2005		4.57	4.14	4.38	4.23	4.15	4.18	4.08	3.18	3.36	3.00
Average for FY 2004		4.50	4.14	4.07	4.34	4.26	4.17	3.93	3.85	3.85	3.46

MBCC Client Critique Summary
October 2004 - January 2005

Show Name	Start Date	Parking				Telephone Services				City of Miami Beach				Overall Cooperation
		Availability & Convenience	Qty. Of Service	Pricing	Valet	Timeliness of Installation & Repairs	Quality Of Service	Pricing	Hotel & Service	Transp.	Restaurants & Service	City	Special Events & Activities	
So. Fla. International Auto Show	10/29-11/17/04	3	4	4	1	5	5	4						5
College Bound Style Expo	11/19-21/04	4	4	4	4									2
Polish Business Days	11/28-12/2/04	4							4	5	4	5	4	5
America's Food & Beverage Show	11/29-12/4/04	2	2	2	2	3	3	3						
Shomex Diversity Career Fair	12/6-7/04	4		4										4
Art Basel Miami Beach	11/18-12/9/04	3	3	3	2	4	5	3	4	2	4	5	5	
Hot Import Nights	12/9-12/04	2	3	3										4
Conference on Anti Aging	12/11-13/04					3	3	3	3		3	3		4
Children's Holiday Party	12/12-13/03	5	5		5									5
Rosenthal Warehouse Sale	12/16-22/04	4	4	3	4	4	4	3						3
Naturalization Ceremonies	Various 2004	5	5	5										5
Art Miami 2005	12/29-1/13/05	3	3	4	3	4	4	3	3	3	4	4	4	3
Original Miami Beach Antique Show	1/16-26/05	1	3	3	3	5	5	3						5
Fine Jewelry Show	1/26/2/05	4	4	4	4	5	5	4						5
Average for FY 2005		3.38	3.64	3.55	3.11	4.13	4.25	3.25	3.50	3.33	3.75	4.25	4.33	4.17
Average for FY 2004		3.96	3.92	4.10	3.38	3.67	3.83	3.11	3.64	4.00	3.82	3.92	4.29	4.54

Show Name	Start Date	Quality of Service from Event Coordinator	Cleanliness of Convention Center	Condition of the Facility and Equipment	Timeliness & Accuracy of Room Sets	Facility Services				Food and Beverage			
						Quality of Service	House AV	Air Conditioning	Quality of Food	Quality of Service	Quality of Food	Quality of Service	Pricing
HD Boutique	9/29-10/3	3	4	5	4	4	2	4	4	4	4	4	4
DEMA	10/3-13/03	5	4	5	5	5	5	4	4	4	4	4	3
Antique Jewelry & Watch Show	10/15-20/03	4	3	3	4	4	4	3	2	3	3	3	3
ASTA World Congress	10/16-26/03	5	5	4	3	3	3	3	4	4	4	4	3
So. Fla. International Auto Show	10/31-11/19	5	5	5	5	5	5	4	5	5	5	5	4
Miami Beach Holiday Antique Show	11/20-23/03	5	4	4	5	5	5	4	3	3	3	3	3
NAACP Diversity Career Fair	12/8-9/03	4	3	3	4	5	5	3	5	5	5	5	3
Cheerleading Competition	12/12-13/03	4	4	4	3	3	3	3	5	5	5	5	5
Naturalization Ceremony	2003	5	5	5	5	5	5	5	5	5	5	5	5
IBEX 2003	10/22-31/03	3	4	4	4	3	4	3	4	4	4	4	3
Children's Holiday Party	12/12-13/03	5	5	5	5	5	5	5	5	5	5	5	5
America's Food & Beverage Show	11/30-12/5/03	4	4	4	4	4	4	4	3	3	3	3	3
Art Miami 2004	12/29-1/13/04	5	3	3	5	5	5	5	3	4	3	4	2
Fine Jewelry Show	1/14-20/04	5	5	5	5	5	5	4	4	4	4	4	4
Original Miami Beach Antique Show	1/27-2/4/04	4	2	3	4	4	4	4	2	2	2	2	2
Miami International Boat Show	2/5-21/04	5	4	4	4	4	4	4	3	3	3	3	2
Centerplate National Meeting	2/23-26/04	5	5	5	5	4	5	4	5	5	5	5	5
Agriflor	2/27-3/3/04	5	5	4	4	4	4	4	4	3	4	3	3
Seatrade	3/11-20/04	5	3	3	4	4	4	4	4	4	4	4	3
AsitraZeneca National Sales Meeting	1/13-16/04	3	3	2	3	3	3	3	3	3	3	3	3
Annual CIS Conference	5/2-8/04	3	4	3	4	3	3	2	4	4	4	3	3
AOTT Student Conference	4/14/2004	5	5	5	5	5	5	5	5	5	5	5	5
Kiwanis Youth Ethics Conference	4/20/2004	5	5	5	5	5	5	5	4	4	4	4	5
Sprint Employee Incentive Meeting	4/12-17/04	5	5	4	5	5	5	5	4	4	4	4	5
Greater Miami & Beaches Expo	6/3/2004	5	5	5	5	5	5	3	5	5	5	5	5
St. Thomas Univ. Commencement	5/7-8/04	5	5	4	4.5	4.5	4	5	5	5	5	5	5
Miami International University	6/16/2004	5	3	4	5	5	3	5	5	5	5	5	2
America's Security Fire Expo	7/17-23/2004	4	4	4	4	4	4	4	4	4	4	4	4
Jubilee 2004 National Convention	7/23-31/2004	5	4	3	3	3	3	3	2	2	2	2	3
Average for FY 2004		4.50	4.14	4.07	4.34	4.26	4.17	3.93	3.85	3.85	3.85	3.87	3.46
Average for FY 2003		4.62	4.35	4.28	4.12	4.20	4.05	3.80	3.83	3.83	3.87	3.87	3.35

Show Name	Start Date	Parking				Telephone Services				City of Miami Beach				
		Availability & Convenience	Qty Of Service	Pricing	Valet	Timeliness of Installation & Repairs	Quality Of Service	Pricing	Hotel & Service	Transp.	Restaurants & Service	City	Special Events & Activities	Overall Cooperation
HD Boutique	9/29-10/3	4	4	5	4	4	4	4	4	4	4	4	4	4
DEMA	10/3-13/03	5	5	5	5	5	5	4	2	4	2	3	5	
Antique Jewelry & Watch Show	10/15-20/03	3	3	3		3	3	3						5
ASTA World Congress	10/16-26/03	4	3	3	3	3	3	3						4
So. Fla. International Auto Show	10/31-11/19	4	4	5	1	5	5	5						5
Miami Beach Holiday Antique Show	11/20-23/03	3	3	3		3	3	3						4
NAACP Diversity Career Fair	12/8-9/03	4	4											4
Cheerleading Competition	12/12-13/03													4
Naturalization Ceremony	2003	5	5											5
IBEX 2003	10/22-31/03	2	4	4	3	4	4	3	4	4	4	5	4	5
Children's Holiday Party	12/12-13/03	5	5		5									5
America's Food & Beverage Show	11/30-12/5/03	5	5	5	5	2	4	2						4
Art Miami 2004	12/29-1/13/04	5	5							4	5	5		5
Fine Jewelry Show	1/14-20/04	4	4	4	4	4	4	4						5
Original Miami Beach Antique Show	1/27-2/4/04	1	1	3	3	3	4	3						5
Miami International Boat Show	2/5-21/04					5	5	3						5
Centerplate National Meeting	2/23-26/04	3	4	4		4	4	3	4	4	4	4		5
Agriflor	2/27-3/3/04		3	5					2	4	4	3		4
Seatrade	3/11-20/04	2	2	3	1	1	1	2	3		4	4		
AstraZeneca National Sales Meeting	1/13-16/04								5			4	4	
Annual CIS Conference	5/2-8/04	3	3	3		2	3	1	3		3	3	4	3
AOTT Student Conference	4/14/2004	5	5	5	5	5	5	5						5
Kiwanis Youth Ethics Conference	4/20/2004	5	4	5										5
Sprint Employee Incentive Meeting	4/12-17/04	5	5	5		5	5	3	5	5	5	5	5	5
Greater Miami & Beaches Expo	6/3/2004	5												5
St. Thomas Univ. Commencement	5/7-8/04	5	5	5	1									5
Miami International University	6/16/2004	4	4	4										5
America's Security Fire Expo	7/17-23/2004	4	4	4	4	4	4	2	4	4	4	4	4	4
Jubilee 2004 National Convention	7/23-31/2004	4		3		4	3	3	4	3	3	3		3
Average for FY 2004		3.96	3.92	4.10	3.38	3.67	3.83	3.11	3.64	4.00	3.82	3.92	4.29	4.54
Average for FY 2003		3.77	3.86	3.63	3.63	4.38	4.31	3.43	3.75	3.88	3.86	4.14	4.00	4.26

Show Name	Facility Services										Food and Beverage	
	Start Date	Quality of Service from Event Coordinator	Cleanliness of Convention Center	Condition of the Facility and Equipment	Timeliness & Accuracy of Room Sets	Quality of Service	House A/V	Air Conditioning	Quality Of Food	Quality Of Service		
Rescuers in the Ring	10/19/2002	5	4	4	1	1	3	3	1	1		1
Holiday Gift Antique Show	11/21-25/02	3	3	2	3	3	3	3	2	2		1
Smart & Final Food Show	11/29-12/4/02	6	5	5	5	5	5	5	5	5		5
Diversity Career Fair	12/9-10/02	5	4	4					3	3		3
Children's Holiday Party	12/13-14/02	5	5	5	5	5	5	5				
Fine Jewelry Show	1/16-21/03	5	5	5	4	4		3	5	5		5
Art Miami 2003	1/2-15/03	3	4	4	4	4	4	4	4	3		3
Original Miami Beach Antique Show	1/28-2/6/03	4	4	4	4	4	4	4	4	5		3
City Cares Annual Conference	2/26-3/1/03	5	5		3	5	5	2	5	5		5
The College Board AP Student Curriculum	3/26/2003	5	5	5	5	5	5	3	3	4		2
Miami International Boat Show	2/6-22/03	4	3	4	4	4	4	3	4	3		3
Religious Meeting 2003	6/16/2003	4	3	3	3	3	3	4				
Johnson & Wales Univ. Graduation	5/24/2003	5	5	5	5	5		2	5	5		3
InterAirport Miami 2003	3/22-28/03	5	4	4	4	4	4	4	3	3		3
American Baby's Baby Faire	4/4-7/03	3	5	5	3	3	3	3	2	3		3
Comp USA Corporate Anniv/GM Meeting	3/24-26/03	4	4	4	5	5	5	5	5	3		3
AOTT Student Conference	4/15/2003	5	5	5	5	5	5	5	5	5		5
Stuck on You - Parking/Extras Holding	4/28-30/03	5	5	5	5	5		5	5	5		3
Seatrade Cruise Shipping	2/26-3/8/03	5	5	5	5	5	3	3	3	4		3
Aids Walk Miami	4/13/2003	5	5	5	5	5	3	5				
Miami Beach Shoe Market	6/27-7/2/03	5	4	3	5	5	5	5	3	4		3
Miami Home Design & Remodeling Show	8/26-9/3/03	5	4	4	4	4	4	4	3	3		3
Florida International Medical Expo	8/17-23/03	5	4	4	5	5	5	4	5	5		4
94th Annual NAACP Convention	7/8-18/03	4	3	3	3	3	3	4	3	3		4
VM & SD International Retail Design	9/15-20/03	5	5	5	3	3		3	5	5		4
Fine Jewelry Show	9/16-23/03	5	5	5	5	5		4	5	5		5
		4.62	4.35	4.28	4.12	4.20	4.05	3.80	3.83	3.87		3.35

Parking		Telephone Services				City of Miami Beach			
		Timeline							
Availability & Convenience	Qty. Of Service	Pricing	Valet	Timeline		Hotel & Service	Restaurants & Service	Special Events & Activities	Overall Cooperation
				on & Repairs	Quality of Service				
1	1	1	1						3
3	3	3	3						3
5	5	5	5	5	5				5
									4
5	5		5						5
3	4	5		5	3				5
3	3	3	3	4	4				4
3	3	3	4	5	3				5
5	5	5		5	4	3	4	3	5
						4	4		4
2	4	3	3	4	4				4
3	3	3	3						
4	4	5	4						5
3	3	1	4	4	4	3	3	3	5
5	5	5	5	4	4	4			3
3	4			4	4	4	4	4	4
5									
5	5	5							5
5	3	3	3	4	3	4	4		4
4	4	4	4	5	4	5	5	5	5
3	3	3	4	5	3				4
4	5	4	4	4	3				4
4	3	3	3	4	4	3	4	4	3
				3	3	4	3		4
5	5	5		5	2				5
3.77	3.86	3.63	3.63	4.38	4.31	3.43	3.75	3.88	4.14
								4.00	4.26

EXHIBIT C

EXHIBIT C

SMG Management Fee

	Actual 2003-04	Actual 2004-05	Current FY 2005-06	Projected 2006-07	Projected 2007-08
Management Fee	\$ 295,000.00	\$ 302,375.00	\$ 316,586.63	\$ 326,084.22	\$ 335,866.75
Incentive Fee	\$ 188,800.00	\$ 269,113.75	\$ 242,188.77	\$ 249,454.43	\$ 256,938.06
Additional Facilities	\$ -	\$ 20,000.00	\$ 37,500.00	\$ 40,000.00	\$ 40,000.00
Total	\$ 483,800.00	\$ 571,488.75	\$ 558,775.39	\$ 575,538.65	\$ 592,804.81

SMG Contributions

Capital	\$ 150,000.00			\$ 50,000.00	\$ 50,000.00
Add'l Facilities					
Capital	\$ -	\$ 5,000.00	\$ 9,375.00	\$ 10,000.00	\$ 10,000.00
Scholarship	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00
Total	\$ 160,000.00	\$ 15,000.00	\$ 19,375.00	\$ 70,000.00	\$ 70,000.00

*Management Fee for 2006/07 and 2007/08 increases are based upon a 3% CPI escalator.

**Incentive Fee for 2005/06, 2006/07 and 2007/08 increases are based upon an incentive fee score of 76.5, which is the average of the scores received during the two initial years of the contract term.

EXHIBIT D

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AMENDMENT NO. 2 TO THE MANAGEMENT AGREEMENT BETWEEN THE CITY OF MIAMI BEACH AND SMG FOR THE MIAMI BEACH CONVENTION CENTER AND JACKIE GLEASON THEATER OF THE PERFORMING ARTS; SAID AMENDMENT EXERCISING BOTH ONE YEAR RENEWAL OPTIONS PROVIDED UNDER THE AGREEMENT AND COMMENCING ON OCTOBER 1, 2006, AND ENDING ON SEPTEMBER 30, 2008; AND FURTHER AMENDING SECTION 4.3 OF THE AGREEMENT, ENTITLED "INCENTIVE FEE", AND SECTION 12, ENTITLED "TERMINATION."

WHEREAS, on October 15, 2003, the Mayor and City Commission approved Resolution No. 2003-25381, approving and authorizing the Mayor and City Clerk to execute a Management Agreement between the City and SMG for the management, promotion, and operation of the Miami Beach Convention Center (the Convention Center) and Jackie Gleason Theater of the Performing Arts (the Theater), including, without limitation, all adjacent grounds, sidewalks, rights-of-way and marshaling areas, but not including the adjacent parking lots (collectively, with the Convention Center and Theater, the Facility) located in the City of Miami Beach, Florida (the Agreement); and

WHEREAS, on July 28, 2004, the Mayor and City Commission approved Amendment No.1 to the Agreement by which the City elected to have SMG Operate, manage and promote the following City facilities (the Additional Facilities):

- a) Byron-Carlyle Theater, located at 500 71st Street;
- b) Colony Theater, located at 1040 Lincoln Road;
- c) Little Stage Theater, located at 2100 Washington Avenue; and

WHEREAS, Section 3 of the Agreement, entitled "Management Term & Renewal Term", provided for an initial term of three(3) years, commencing on October 1, 2003, and terminating on September 30, 2006; and

WHEREAS, the City has the option, at its discretion, to extend the Agreement term for two (2) successive one(1) year terms (the Renewal Terms), by giving written notice to SMG not less than ninety (90) days prior to the expiration of the initial term (or an exercised Renewal Term); and

WHEREAS, the Administration would hereby recommend that the Mayor and City Commission now exercise both one (1) year options, thereby providing for a total Renewal Term commencing on October 1, 2006; and ending on September 30, 2008; and

WHEREAS, additionally, upon the City's approval of the Renewal Term (as provided in the attached Amendment No. 2), SMG shall also pay to the City its required Capital Contribution, as required and in the amounts provided by the Agreement; and

WHEREAS, the Administration and SMG have also negotiated the following amendment to Section 4.3 of the Agreement, entitled "Incentive Fee" modifying the Incentive Fee Criteria as follows:

- a) Financial Performance – Up to thirty percent (30%) for a Fiscal Year based on the actual Net Operating Loss/Profit for the Facility when compared to the Net Operating Loss/Profit for the Facility reflected in the Approved Budget for the Fiscal Year in question based on the table below, not taking into account (in either the actual or budgeted calculation of Net Operating Loss/Profit) the internal service charges assessed by the City to the Facility pursuant to the Approved Budgets which charges include, without limitation, property insurance premium costs, sewer charges, and communication/information technology charges.

- | | |
|--|-----------|
| • Attainment of Net Operating Loss/Profit reflected in Approved Budget | 10 points |
| • Improvement of 5% over Net Operating Loss/Profit reflected in Approved Budget | 16 points |
| • Improvement of 10% over Net Operating Loss/Profit reflected in Approved Budget | 23 points |
| • Improvement of 15% over Net Operating Loss/Profit reflected in Approved Budget | 30 points |

- b) Maintenance of Facility and Capital Equipment - The City shall award SMG up to forty percent (40%) for a Fiscal Year if SMG has met or exceeded the maintenance goals set forth in the approved and adopted maintenance and operation manual for the Facility (including the comprehensive preventive maintenance program). Such evaluation shall take into account the quarterly and yearly review by the City's Property Management Department and a yearly review by an outside independent party.

- c) Customer Satisfaction - The City shall award SMG up to fifteen percent (15%) for customer satisfaction based on customer evaluations.

- Customer surveys – SMG shall, with input and approval from the City, develop a customer satisfaction research program from which incentive program will be administered. Fifteen percentage points will be evaluated using the following criteria:
 - Completion of evaluations by clients: A total of 6 percentage points will be awarded based upon the percentage of completed evaluations received of all booked events that use the facility(ies) as detailed below.
 - 65% completed 6 points

- 55% completed 4 points
- 45% completed 2 points
- Less than 50% 0 points

- Average score of evaluations: A total of 9 percentage points will be awarded based upon the average score and positive satisfaction, in areas under the direct management and control of SMG.

- 90% 9 points
- 80-89% 6 points
- 70-79% 3 points
- Less than 70% 0 points

- Monitoring Food and Beverage – The City shall award SMG up to fifteen percent (15%) for supervision and monitoring of the food and beverage operations in the Facility, attention to quality controls, levels of service and performance standards Goals and objectives to be used in monitoring for the evaluation will include:

- Annual Review of Menus & Pricing
- Annual Review of Staff Training Manuals and Procedures
- Review of Permanent Staffing Plan
- Review of Individual Event Operational Service Plans
- Review of Catering Banquet Event Orders (B.E.O.)
- Attendance at all Client Tastings
- Monthly Meeting with F&B Provider to Review Food and Beverage Operations
- Consulting with Meeting Planners as to F&B Planning Progress
- Ongoing Review of Concession Food Quality and Service, providing feedback to Provider
- On Site Contact with Meeting Planners regarding F&B Issues
- On Site Review of Catering Set-ups, providing feedback to Provider
- Post-Event Surveys Distributed with Results Discussed with Provider; and

WHEREAS, the Administration and SMG have also negotiated an amendment to Section 12 of the Agreement, entitled "Termination", providing the City with the ability to terminate that portion of the Agreement pertaining to SMG's operation and management of the Jackie Gleason Theater, without cause and at the City's sole option and discretion, upon sixty (60) days prior written notice thereof to SMG; and

WHEREAS, in addition to the City's exercise of the Renewal Term, the Administration would further recommend that the Mayor and City Commission approve and authorize the Mayor and City Clerk to execute the attached Amendment No. 2 to the Agreement.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby approve and authorize the Mayor and City Clerk to execute the attached Amendment No. 2 to the Management Agreement between the City of Miami Beach and SMG for the Miami Beach Convention Center and Jackie Gleason Theater of the Performing Arts; said Amendment exercising both one year renewal options provided under the Agreement, and commencing on October 1, 2006, and ending on September 30, 2008; and further amending Section 4.3 of the Agreement entitled "Incentive Fee", and Section 12, entitled "Termination."

PASSED AND ADOPTED this 10th day of ____May____, 2006.

ATTEST:

MAYOR

CITY CLERK

JMG/HMF/mas

T:\AGENDA\2006\may1006\Regular\SMG Extension Amendment 2.RES.doc

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**



City Attorney

5/4/06

Date

AMENDMENT NO. 2 TO THE MANAGEMENT AGREEMENT BETWEEN THE CITY OF MIAMI BEACH, FLORIDA AND SMG FOR THE MIAMI BEACH CONVENTION CENTER AND JACKIE GLEASON THEATER OF THE PERFORMING ARTS, EXERCISING TWO (2) ONE YEAR RENEWAL OPTIONS, COMMENCING ON OCTOBER 1, 2006, AND ENDING ON SEPTEMBER 30, 2008; AND FURTHER AMENDING SECTION 4.3 OF THE AGREEMENT, ENTITLED "INCENTIVE FEE", AND SECTION 12 ENTITLED, "TERMINATION."

This Amendment No. 2 to the Agreement, is made and entered into this ____ day of _____, 2006, by and between the **CITY OF MIAMI BEACH, FLORIDA**, a municipal corporation having its principal office at 1700 Convention Center Drive, Miami Beach, Florida, 33139 (City), and **SMG**, a Pennsylvania general partnership whose current address is 701 Market Street, 4th Floor, Philadelphia, PA, 19106 (SMG).

RECITALS

WHEREAS, on October 15, 2003, the Mayor and City Commission approved Resolution No. 2003-25381, approving and authorizing the Mayor and City Clerk to execute a Management Agreement between the City and SMG for the management, promotion, and operation of the Miami Beach Convention Center (the Convention Center) and Jackie Gleason Theater of the Performing Arts (the Theater), including, without limitation, all adjacent grounds, sidewalks, rights-of-way and marshaling areas, but not including the adjacent parking lots (collectively, with the Convention Center and Theater, the Facility) located in the City of Miami Beach, Florida (the Agreement); and

WHEREAS, on July 28, 2004, the Mayor and City Commission approved Amendment No.1 to the Agreement by which the City elected to have SMG Operate, manage and promote the following City facilities (the Additional Facilities):

- a) Byron-Carlyle Theater, located at 500 71st Street;
- b) Colony Theater, located at 1040 Lincoln Road;
- c) Little Stage Theater, located at 2100 Washington Avenue; and

WHEREAS, Section 3 of the Agreement, entitled "Management Term & Renewal Term", provided for an initial term of three(3) years, commencing on October 1, 2003, and terminating on September 30, 2006; and

WHEREAS, the City has the option, at its discretion, to extend the Agreement term for two (2) successive one(1) year terms (the Renewal Terms), by giving written notice to SMG not less than ninety (90) days prior to the expiration of the initial term (or an exercised Renewal Term); and

WHEREAS, the Administration would hereby recommend that the Mayor and City Commission now exercise both one (1) year options, thereby providing for a total Renewal Term commencing on October 1, 2006; and ending on September 30, 2008; and

WHEREAS, additionally, upon the City's approval of the Renewal Term (as provided in the following Amendment No. 2), SMG shall also pay to the City its required Capital Contribution, as required and in the amounts provided by the Agreement; and

WHEREAS, the Administration and SMG have also negotiated the following amendment to Section 4.3 of the Agreement, entitled "Incentive Fee" modifying the Incentive Fee Criteria; and

WHEREAS, the Administration and SMG have also negotiated an amendment to Section 12 of the Agreement, entitled "Termination", providing the City with the ability to terminate that portion of the Agreement pertaining to SMG's operation and management of the Jackie Gleason Theater, without cause and at the City's sole option and discretion, upon sixty (60) days prior written notice thereof to SMG; and

WHEREAS, in addition to the City's exercise of the Renewal Term, the Administration would further recommend that the Mayor and City Commission approve and authorize the Mayor and City Clerk to execute the following Amendment No. 2 to the Agreement.

NOW, THEREFORE, in consideration of the mutual premises, covenants and agreements herein contained, and other good and valuable consideration, in receipt and adequacy of which are hereby acknowledged and intending to be legally bound, the City and SMG hereby amend the Agreement as follows:

1. **Recitals.** The aforestated recitals are true and correct and incorporated by reference herein.

2. The City hereby exercises its option under the Agreement, and extends the Agreement, as amended, for both successive one (1) year Renewal Terms. Accordingly, the total Renewal Term of this Agreement shall commence on October 1, 2006, and end on September 30, 2008.

3. Section 4.3 of the Agreement, entitled "Incentive Fee", subsection (a) (i) thereof, entitled "Maintenance of Facility and Capital Equipment", is amended as follows:

(i) Maintenance of Facility and Capital Equipment. The City shall award SMG up to forty (40) percent ~~twenty (20)~~ percentage credits for a Fiscal Year if SMG has met or exceeded the maintenance goals set forth in the approved and adopted maintenance and operation manual for the Facility (including the comprehensive preventive maintenance program). Such evaluation shall take into account the quarterly review of the City's Property Management Department and a yearly review by an outside independent party.

4. Section 4.3 of the Agreement, entitled "Incentive Fee", subsection (a) (ii) thereof, entitled "Financial Performance", is amended as follows:

(ii) Financial Performance. The City shall award SMG up to thirty (30) percentage credits for a Fiscal Year based on the actual Net Operating Loss/Profit for the Facility when compared to the Net Operating Loss/Profit for the

Facility reflected in the Approved Budget for the Fiscal Year in question based on the table below, not taking into account (in either the actual or budgeted calculation of Net Operating Loss/Profit) the internal service charges assessed by the City to the Facility pursuant to the Approved Budgets which charges include, without limitation, property insurance premium costs, sewer charges, and communication/information technology charges.

Attainment of Net Operating Loss/Profit reflected in Approved Budget	10 points
Improvement of 5% over Net Operating Loss/Profit reflected in Approved Budget	<u>16</u> 20 points
Improvement of 10% over Net Operating Loss/Profit reflected in Approved Budget	<u>23</u> 30 points
<u>Improvement of 15 % over Net Operating Loss/Profit reflected in Approved Budget</u>	<u>30 points</u>

5. Section 4.3 of the Agreement, entitled "Incentive Fee", subsection (a) (iii) thereof, entitled "Customer Satisfaction", is amended as follows:

(iii) Customer Satisfaction. The City shall award SMG up to fifteen (15) ~~twenty (20)~~ percentage credits for customer satisfaction based on customer evaluations (the form of which shall be mutually agreed upon by both parties) and thresholds to be mutually agreed upon in writing by both parties.

Customer surveys – SMG shall, with input and approval from the City, develop a customer satisfaction research program from which incentive program will be administered. Fifteen percentage points will be evaluated using the following criteria:

Completion of evaluations by clients: A total of 6 percentage points will be awarded based upon the percentage of completed evaluations received of all booked events that use the facility(ies) as detailed below;

<u>65 completed</u>	<u>6 points</u>
<u>55 completed</u>	<u>4 points</u>
<u>45 completed</u>	<u>2 points</u>
<u>Less than 50%</u>	<u>0 points</u>

Average score of evaluations: A total of 9 ~~7.5~~ percentage points will be awarded based upon the average score and positive satisfaction, in areas under the management and control of SMG;

<u>90%</u>	<u>9 points</u>
------------	-----------------

80-89% 6 points

70-79% 3 points

Less than 70% 0 points

~~Included in the City's evaluation pursuant to this subsection (iii) will be SMG's supervision and monitoring of the food and beverage operations in the Facility, attention to quality controls, levels of service and performance standards.~~

6. Section 4.3 of the Agreement, entitled "Incentive Fee", subsection (a) (iv) thereof, entitled "Booking Events at the Facility", is deleted in its entirety and replaced with the following new subsection (iv):

(iv) Monitoring Food and Beverage – The City shall award SMG up to fifteen percent (15%) for supervision and monitoring of the food and beverage operations in the Facility, attention to quality controls, levels of service and performance standards. Goals and objectives to be used in monitoring for the evaluation will include:

- Annual Review of Menus & Pricing
- Annual Review of Staff Training Manuals and Procedures
- Review of Permanent Staffing Plan
- Review of Individual Event Operational Service Plans
- Review of Catering Banquet Event Orders (B.E.O.)
- Attendance at all Client Tastings
- Monthly Meeting with F&B Provider to Review Food and Beverage Operations
- Consulting with Meeting Planners as to F&B Planning Progress
- Ongoing Review of Concession Food Quality and Service, providing feedback to Provider
- On Site Contact with Meeting Planners regarding F&B Issues
- On Site Review of Catering Set-ups, providing feedback to Provider
- Post-Event Surveys Distributed with Results Discussed with Provider.

~~Booking Events at the Facility. The City shall award SMG up to twenty (20) percentage credits for booking events at the Facility based on the following table:~~

~~Convention Center – up to 10 points~~

~~65 actual events held during a Fiscal Year
or 48% Occupancy Rate 2.5 points~~

~~70 actual events held during a Fiscal Year
or 52% Occupancy Rate 5 points~~

~~75 actual events held during a Fiscal Year
or 56% Occupancy Rate 7.5 points~~

~~80 actual events held during a Fiscal Year~~

~~or 60% Occupancy Rate~~ _____ ~~10 points~~

~~As used herein, the term "Occupancy Rate" shall mean a fraction expressed as a percentage, the numerator of which shall be equal to the total number of uses of the four (4) halls at the Convention Center, with an event held in any one (1) hall on a given day constituting one (1) use, and the denominator of which shall be equal to 1,460.~~

~~Theater~~ — up to 10 points

~~180 use days held during a Fiscal Year~~ _____ ~~3 points~~

~~195 use days held during a Fiscal Year~~ _____ ~~6 points~~

~~210 use days held during a Fiscal Year~~ _____ ~~10 points~~

~~The parties shall meet to adjust in good faith, the point allocation for the Theater and the corresponding requisite use days upon the opening of the Miami Performing Arts Center.~~

7. Section 4.3 of the Agreement, entitled "Incentive Fee", subsection (a) (v) thereof, entitled "Discretionary", is deleted in its entirety.

~~(iv) — Discretionary. The City shall award SMG up to ten (10) percentage credits as determined by the City in its sole discretion. The City may take into account, but not be mandated by, the following: extraordinary quantifiable and measurable creative initiatives that directly result in SMG securing new City-wide business for the City of Miami Beach during the off season period; and/or demonstration and integration of new strategic SMG technically advanced corporate resources to the benefit of the tourism and/or cultural community of Miami Beach; and/or serves to development of new or enhanced revenue streams for Facility use and services, as otherwise determined by City.~~

8. Section 12.2 of the Agreement, entitled "Termination Other than Upon Default", is amended to include a new subsection (c) therein, as follows:

(c) The City may terminate this Agreement in part, without cause and for convenience, with regard to termination of SMG's rights and responsibilities with respect to the operation, management, promotion, supervision, and maintenance of the Jackie Gleason Theater of the Performing Arts, said partial termination to become effective upon sixty (60) days prior written notice to SMG. In the event of such partial termination, the parties shall renegotiate the Management Fee provided hereunder, as well as any other applicable terms and conditions in the Agreement, to accurately reflect any equitable adjustment(s) in the parties' respective rights and obligations under the Agreement, as a result of the deletion of the Jackie Gleason Theater.

9. No Further Modifications. Except as provided in this Amendment No. 2, the Agreement remains unmodified and in full force and effect.

IN WITNESS WHEREOF, this Agreement has been duly executed by the parties hereto as of the day and year first above written.

ATTEST:

CITY OF MIAMI BEACH, FLORIDA

City Clerk

Mayor

_____ day of _____, 2006.

SMG

ATTEST:

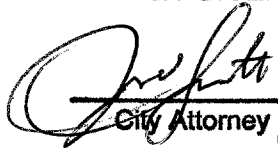
President

Secretary

Print Name

_____ day of _____, 2006.

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**



City Attorney

5/4/06
Date

THIS PAGE INTENTIONALLY LEFT BLANK

Condensed Title:

A Resolution Ratifying the Emergency Expenditures for Disaster Recovery Services for Hurricane Katrina in the Amount of \$1,264,258.32.

Key Intended Outcome Supported:

Improve Cleanliness of Miami Beach Rights of Way Especially in Business and Residential Areas.

Issue:

Shall the City Commission Adopt the Resolution?

Item Summary/Recommendation:

Pursuant to Section 2-396 of the Miami Beach Code entitled "Emergency Purchases", the City Manager in case of an apparent emergency requiring immediate purchase of supplies or contractual services, shall be empowered to authorize the Procurement Director to secure by open market procedure at the lowest obtainable price, any supplies or contractual services exceeding \$25,000.

FEMA was authorized to provide assistance for debris removal and emergency protective measures (Categories A and B) under the Public Assistance program, in the designated Florida disaster areas, Hazard Mitigation throughout the State, and any other forms of assistance under the Stafford Act to be deemed appropriate. Direct Federal public assistance was authorized for Miami-Dade County as well as for the City of Miami Beach.

AshBritt's services for Hurricane Katrina amount to \$1,264,258.32 for 42,392.7 cubic yards of debris removed from the City's right of ways. FEMA has reimbursed the City \$973,675.75 as of May 3, 2006 and is expected to reimburse an additional \$45,503.06. In addition, \$100,692.54 will be reimbursed by the FHWA for debris removed on State designated roads. This amounts to a total anticipated reimbursement of \$1,119,871.35 leaving the City responsible for \$144,386.97.

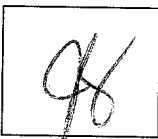
As it relates to Hurricane Wilma expenditures, the Administration is diligently working towards a resolution of \$3.5 million of services invoiced by AshBritt as emergency clear operations. FEMA has advised the City that it will not reimburse the City for services that are not billed in accordance with contractual agreements. The Administration has therefore, denied AshBritt's request for payments for emergency clear operations and debris site management and disposal (totaling \$3.5 million) until such time that AshBritt's invoices are submitted and billed as specified in the agreement - on a cubic yard basis. At that time additional request for reimbursement will be made to FEMA.

RATIFY THE EXPENDITURE FOR EMERGENCY RECOVERY SERVICES FOR HURRICANE KATRINA.**Advisory Board Recommendation:**

N/A

Financial Information:

Source of Funds:	Amount	Account	Approved
1	\$1,019,178.81	Federal Emergency Management Agency (FEMA)	
2	\$100,692.54	Federal Highway Administration (FHWA)	
3	\$144,386.97	Sanitation Enterprise Fund	
4			
Total	\$1,264,258.32		

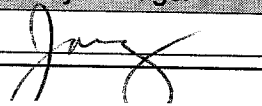


OBPI

Financial Impact Summary:**City Clerk's Office Legislative Tracking:**

Gus Lopez, ext. 6641

Sign-Offs:

Department Director	Assistant City Manager	City Manager
GL____ JS____ FB____	PDW____ RCM____	JMG 

T:\AGENDA\2006\may1006\Regular\Disaster Recovery Ratification-Summary.doc



MIAMIBEACH

Agenda Item R7H

Date 5-10-06



MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor David Dermer and Members of the City Commission

FROM: Jorge M. Gonzalez, City Manager

DATE: May 10, 2006

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, RATIFYING EMERGENCY EXPENDITURES TO ASHBRIIT, INC. FOR DISASTER RECOVERY SERVICES FOR HURRICANE KATRINA, IN THE AMOUNT OF \$1,264,258.32.**

ADMINISTRATIVE RECOMMENDATION

Adopt the Resolution.

AMOUNT AND FUNDING

\$1,019,178.81	Reimbursement by Federal Emergency Management Agency (FEMA)
\$100,692.54	Reimbursement by Federal Highway Administration (FHWA)
<u>\$144,386.97</u>	Sanitation Enterprise Fund
\$1,264,258.32	

ANALYSIS

Pursuant to Section 2-396 of the Miami Beach Code entitled "Emergency Purchases", the City Manager in case of an apparent emergency requiring immediate purchase of supplies or contractual services, shall be empowered to authorize the Procurement Director to secure by open market procedure at the lowest obtainable price, any supplies or contractual services exceeding \$25,000.

The City Manager or designee has the authority to act in the case of an emergency that might affect the health, safety and welfare of the City. As part of emergency recovery efforts due to Hurricane Katrina, the City acquired supplies and services whose procurement was essential to recovery efforts that affected the life, health or convenience of our citizens.

In the event of an emergency, such as a Hurricane, the City would lack sufficient resources to undertake debris recovery operations. While assistance is available from the County, State and Federal governments, it is not sufficient to restore a community that has suffered a catastrophic disaster. Also, the resources of the various governments are spread thin over the affected areas, necessitating contracted private sector assistance.

During post recovery after Hurricane Katrina, the City had agreements for disaster recovery services with Grubbs Emergency Services, Inc., (Grubbs) and AshBritt, Inc. (AshBritt). Both agreements were entered into as a result of waivers of the competitive bidding requirements. AshBritt, Inc. was called upon to assist the City in its disaster recovery as a result of Hurricane Katrina, and Grubbs was busy with providing recovery services to other Governmental entities.

The Federal Emergency Management Agency (FEMA) provides public assistance funds for emergency debris clearance and removal and disposal operations. Eligible applicants include State and local governments. For both hurricanes, FEMA determined that the damage in certain areas of the State of Florida were sufficient in severity and magnitude to warrant a major disaster declaration under the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. §§ 5121-5206 (the Stafford Act).

FEMA was authorized to provide assistance for debris removal and emergency protective measures (Categories A and B) under the Public Assistance program, in the designated Florida disaster areas, Hazard Mitigation throughout the State, and any other forms of assistance under the Stafford Act to be deemed appropriate. Direct Federal public assistance was authorized for Miami-Dade County as well as for the City of Miami Beach.

AshBritt, Inc. responsibilities included emergency road clearance, debris removal from public rights-of-way, removal of hazardous stumps, leaning trees/limbs, temporary debris staging areas and reduction sites, debris disposal, hazardous waste abatement, and sand screenings.

AshBritt, Inc. provided the following services to the City of Miami Beach as part of the debris recovery services:

- Debris Management.
Removed all hazards to life from the disaster areas. Provided clean-up, demolition, and removal and clean-up.
- Provided a Logistical Staging Area.
Provided supplies and labor for the operations and management needed to establish Logistical Staging Areas within the jurisdiction of the City of Miami Beach.
- Emergency Road Clearance.
Provided the cutting, tossing, and/or pushing of debris, hanging limbs, or leaning trees from primary roads as identified and directed by the City. Stacked the debris off the right-of-way to allow passage of vehicles along the primary transportation routes.
- Debris Removal from Public Right-of-Way.
The contractor provided the load and haul all debris to a City designated Temporary Debris Storage and Reduction Site (TDSRS) or other disposable destinations.
- Debris Separation/Reduction and TDSRS Management.
Contractor operated and managed the TDSRS to accept and process all event debris. Contractor performed site preparation, which included but was not limited to:
 - 1) buildings and/or maintenance of roads;*
 - 2) the construction of a roofed inspection tower sufficient to hold a minimum of three inspectors;*
 - 3) environmental requirements that could include wind control fencing, silt fencing, hazardous material containment area, and/or water retention beams.*

All debris removal and disposal is required to be processed in accordance with all local, state, and federal rules, standards, and regulations. Processing included, but was not limited to, reduction by tub grinding, incineration when approved by City, or other alternate methods of reduction such as compaction. Prior to reduction, all debris was segregated between vegetative debris, Construction and Debris, recyclable debris, white goods, and hazardous waste.

AshBritt's services for Hurricane Katrina amount to \$1,264,258.32 for 42,392.7 cubic yards of debris removed from the City's right of ways. As of May 3, 2006, the City has paid AshBritt \$1,202,013.97. FEMA has reimbursed the City \$973,675.75 as of May 3, 2006 and is expected to reimburse an additional \$45,503.06. In addition, \$100,692.54 will be reimbursed by the Federal Highway Administration (FHWA) for debris removed on State designated roads. This amounts to a total anticipated reimbursement of \$1,119,871.35 leaving the City responsible for \$144,386.97.

AshBritt was responsive to the City's needs from an operational standpoint and was paid \$1,699,077.76 out of \$1,734,689.79 billed for debris hauling from ROW. Of this total amount, project worksheets were approved by FEMA for the entire amount, which will result in an anticipated reimbursement of \$1,517,853.57 leaving the City responsible for \$216,836.22.

As it relates to Hurricane Wilma expenditures, the Administration is diligently working towards a resolution of \$3.5 million of services invoiced by AshBritt as emergency clear operations. FEMA has advised the City that it will not reimburse the City for services that are not billed in accordance with contractual agreements. The Administration has therefore, denied AshBritt's request for payments for emergency clear operations and debris site management and disposal (totaling \$3.5 million) until such time that AshBritt's invoices are submitted and billed as specified in the agreement - on a cubic yard basis. At that time additional request for reimbursement will be made to FEMA.

AshBritt's contract with the City dated April 6, 2004, specifies that *Work authorization costs connected to Exhibits "A" and "D" shall be payable based on a standard of reasonableness, but in not circumstances shall City be liable to AshBritt for costs that exceed reasonable costs as determined The Federal Emergency Management Agency (FEMA).*

As a result of the numerous meetings with FEMA representatives during the past six (6) months, the Administration in an effort to provide the City Commission with as much information as possible waited until such time that FEMA's decision relative to the amounts that would be reimbursed to the City was finalized.

CONCLUSION

The Administration recommends that the Mayor and the members of the City Commission ratify the cost for emergency recovery services to AshBritt, Inc. for Hurricane Katrina, in the amount of \$1,264,258.32.

T:\AGENDA\2006\may1006\Regular\Disaster Recovery Ratification-Memo.doc

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, RATIFYING EMERGENCY EXPENDITURES TO ASHBRIIT, INC. FOR DISASTER RECOVERY SERVICES FOR HURRICANE KATRINA, IN THE AMOUNT OF \$1,264,258.32, AND FOR HURRICANE WILMA, IN THE ESTIMATED AMOUNT OF \$5,219,176.39.

WHEREAS, pursuant to Section 2-396 of the Miami Beach Code entitled, "Emergency Purchases", the City Manager, in case of an apparent emergency requiring immediate purchase of supplies or contractual services, shall be empowered to authorize the Procurement Director to secure by open market procedure at the lowest obtainable price, any supplies or contractual services exceeding \$25,000; and

WHEREAS, the City Manager or his designee has the authority to act in the case of an emergency that might affect the health, safety and welfare of the City; and

WHEREAS, as part of emergency recovery efforts due to Hurricanes Katrina and Wilma, the City acquired supplies and services, which procurement was essential to recovery efforts that vitally affected the life, health, and welfare of the City's visitors and residents; and

WHEREAS, the Federal Emergency Management Agency (FEMA) provides public assistance funds for emergency debris clearance and removal and disposal operations; and

WHEREAS, the City has an agreement, dated April 6, 2004, for disaster recovery services with AshBritt, Inc. (AshBritt); and

WHEREAS, during post recovery after Hurricanes Katrina and Wilma, AshBritt's responsibilities included emergency road clearance, debris removal from public rights-of-way, removal of hazardous stumps, leaning trees/limbs, temporary debris staging areas and reduction sites, debris disposal, hazardous waste abatement, and sand screenings; and

WHEREAS, Ashbritt's services for Hurricane Katrina amount to \$1,264,258.32, for 42,392.7 cubic yards of debris removed from the City's right of ways and, as of May 3, 2006, the City has paid AshBritt \$1,202,013.97; and

WHEREAS, FEMA has reimbursed the City \$973,675.75 (as of May 3, 2006) and is expected to reimburse an additional \$45,503.06; there is \$100,692.54 that will be reimbursed by the Federal Highway Administration (FHWA) for debris removed on State designated roads; totaling the anticipated reimbursement of \$1,119,871.35, leaving the City responsible for \$144,386.97; and

WHEREAS, as of May 3, 2006, AshBritt has billed the City a total of \$5,219,176.39 for debris removal services, representing 136,054 cubic yards, removed from the City's right of ways, for Hurricane Wilma; additional invoices may be pending for the final reconciliation between Ashbritt and the debris monitoring firm and for hazardous stump removal; and

WHEREAS, AshBritt was responsive to the City's needs, from an operational standpoint, and was paid \$1,699,077.76, out of \$1,734,689.79 billed, for debris hauling from City right-of-ways; and

WHEREAS, AshBritt's contract with the City, specifies that work authorization costs shall be payable based on a standard of reasonableness, but in no circumstances shall the City be liable to AshBritt for costs that exceed reasonable costs, as determined by FEMA; and

WHEREAS, FEMA has advised the City that it will not reimburse the City for services that are not billed in accordance with a contractual agreement; and

WHEREAS, the Administration has denied, in part, AshBritt's request for payments for emergency clear operations and debris site management and disposal (totaling \$3.5 million), until such time that AshBritt's invoices are submitted and billed (as specified in its agreement with the City), and as approved by FEMA; and

WHEREAS, notwithstanding the aforesaid, the Administration is hereby recommending ratification of the full amount invoiced by Ashbritten, with the understanding that \$3.5 million is in dispute; and

WHEREAS, the City Manager approved the emergency expenditures for Hurricane Katrina, totaling \$1,264,258.32, with the understanding that the \$3.5 million disputed amount for Hurricane Wilma will be addressed and, at that time, a final resolution will be presented to the Mayor and Commission for ratification.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby ratify emergency expenditures to Ashbritten, Inc. for disaster recovery services for Hurricane Katrina, in the amount of \$1,264,258.32, and for Hurricane Wilma, in the estimated amount of \$5,219,176.39.

PASSED AND ADOPTED this _____ day of _____, 2006.

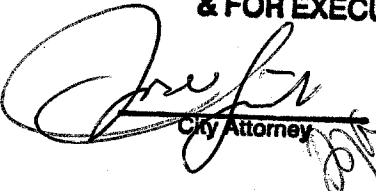
ATTEST:

CITY CLERK

MAYOR

T:\AGENDA\2006\may1006\Regular\Disaster Recovery Ratification-Reso.doc

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**



City Attorney

5/5/06

Date

THIS PAGE INTENTIONALLY LEFT BLANK

**R9
New Business
And
Comm. Requests**



MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

OFFICE OF THE CITY CLERK, Robert Parcher, City Clerk
TEL: (305) 673-7411, FAX: (305) 673-7254

COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

From: Jorge M. Gonzalez
City Manager

Date: May 10, 2006

Subject: BOARD AND COMMITTEES

ADMINISTRATION RECOMMENDATION:

That appointments be made as indicated.

BACKGROUND:

Attached are the applicants that have filed with the City Clerk's Office for Board and Committee appointments.

VACANCIES

BOARD OR COMMITTEE:	TOTAL MBRS.	APPOINTED BY:	TOTAL VAC.	PAGE
Community Development Advisory Committee	14	Commissioner Richard L. Steinberg	1	Page 9
Disability Access Committee	7	Commissioner Richard L. Steinberg	1	Page 15
Golf Advisory Committee	12	Commissioner Jerry Libbin	1	Page 17
Health Advisory Committee	11	City Commission	1	Page 18

Agenda Item R9A
Date 5-10-06

VACANCIES

BOARD OR COMMITTEE:	TOTAL MBRS.	APPOINTED BY:	TOTAL VAC.	PAGE
Hispanic Affairs Committee	7	Commissioner Simon Cruz	1	Page 21
Housing Authority	5	Mayor David Dermer	1	Page 23
Marine Authority	7	Commissioner Richard L. Steinberg	1	Page 25
Miami Beach Commission on Status of Women	21	Commissioner Richard L. Steinberg Commissioner Simon Cruz	1 1	Page 26
Miami Beach Sister Cities Program	24	Mayor David Dermer	1	Page 29
Normandy Shores Local Gov. Neighborhood Impv.	3	City Commission	3	Page 30
Oversight Committee for General Obligation Bond	13	City Commission	1	Page 31
Parks and Recreational Facilities Board	10	Mayor David Dermer	1	Page 32
Personnel Board	10	City Commission	4	Page 33
Safety Committee	14	Commissioner Matti H. Bower	1	Page 40

Attached is breakdown by Commissioner or City Commission:


JMG:REP/lg

City Commission Committees

Committee	Position	First Name	Appointed by	Appointed
Finance & Citywide Projects Committee				
	Liaison	Patricia Walker, Chief Financial Offi	Mayor Dermer	12/09/05
	Alternate	Commissioner Simon Cruz	Mayor Dermer	12/09/05
	Vice-Chair	Commissioner Richard L. Steinberg	Mayor Dermer	12/09/05
	Chairperson	Commissioner Saul Gross	Mayor Dermer	12/09/05
	Member	Commissioner Matti Herrera Bower	Mayor Dermer	12/09/05
Land Use & Development Committee				
	Liaison	Jorge Gomez, Planning Director	Mayor Dermer	12/09/05
	Alternate	Commissioner Jerry Libbin	Mayor Dermer	12/09/05
	Vice-Chair	Commissioner Saul Gross	Mayor Dermer	12/09/05
	Chairperson	Commissioner Matti Herrera Bower	Mayor Dermer	12/09/05
	Member	Commissioner Luis R. Garcia	Mayor Dermer	12/09/05
Neighborhood/Community Affairs Committee				
	Liaison	Vivian Guzman, Neighborhood Ser	Mayor Dermer	12/09/05
	Alternate	Commissioner Matti Herrera Bower	Mayor Dermer	12/09/05
	Member	Commissioner Jerry Libbin	Mayor Dermer	12/09/05
	Vice-Chair	Commissioner Richard Steinberg	Mayor Dermer	12/09/05
	Chairperson	Commissioner Luis R. Garcia	Mayor Dermer	12/09/05

NON-CITY COMMISSION COMMITTEES

Commissioner Matti Herrera Bower

- **Miami Beach Transportation Management Association (TMA)**
- **Dade Cultural Alliance**
- **Tourist Development Council**
- **Performing Arts Center Trust (PACT)**

Commissioner Luis R. Garcia, Jr.

- **Unclassified Employees and Elected Officials Retirement System**
- **Greater Miami Convention and Visitors Bureau**

Commissioner Richard L. Steinberg

- **Miami-Dade County Homeless Trust Board - Appointed by Miami-Dade League of Cities**
- **Miami-Dade League of Cities**
- **Metropolitan Planning Organization**



MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 331

COMMISSIC

R9A1

(10)

TO: Mayor David Dermer and Members of the City Con

FROM: Jorge M. Gonzalez, City Manager

DATE: May 10, 2006

SUBJECT: **BOARD AND COMMITTEE APPOINTMENTS - CITY COMMISSION APPOINTMENTS**

ADMINISTRATION RECOMMENDATION

Make appointments as indicated.

BOARDS AND COMMITTEES

1. Health Advisory Committee
2. Normandy Shores Local Government Neighborhood Improvement
3. Oversight Committee for General Obligation Bond
4. Personnel Board

JMG/REP

T:\AGENDA\2006\apr1106\Regular\BOARD & COMMITTEES.doc

Agenda Item R9A1
Date 5-10-06

COMMISSION COMMITTEE APPOINTMENTS

1. Health Advisory Committee

Board and Committees Current Members

Health Advisory Committee

Sec. 2-81 2002-
2259

Composition:

Eleven (11) voting members. Appointed by the City Commission at-large, upon recommendations of the City Manager:

Two (2) members shall be the chief executive officers (CEO's) or their designated administrators from each of the following local hospitals:

- 1) Mount Sinai Medical Center,
- 2) South Shore Hospital,

One (1) member shall be the Chief Executive Officer (CEO) from Stanley C. Myers Community Health Center or his/her designee administrator;

Two (2) member shall be an administrator from an Adult Congregate Living Facility (ACLF). And/or an Assisted Living Facility (ALF);

One (1) member shall be a representative from the nursing profession;

One (1) member shall be a health benefits provider;

Two (2) members shall be physicians.;

Two (2) members shall be consumers consisting of:

- 1) one (1) individual from the corporate level and ;
- 2) one (1) private individual.

There shall be one (1) non-voting ex-officio representative from each of the following: The Miami Dade County Health Department and the Fire Rescue Department. The director of the Office of the Children's Affairs shall be added as a non-voting ex-officio member of the board.

City Liaison: Cliff Leonard

Vacancy:

To replace Heidi Nursing Profession 12/31/2007 City Commission
Azari

Members:

Name	Last Name	Position/Title	Term Ends:	Appointed by:	Term Limit:
Abraham	Galbut	ACLF	12/31/2006	City Commission	12/31/09
Daniel	Nixon	Private Industry	12/31/2007	City Commission	12/31/07
Dr. Rasciciel	Socarraz	Health Provider	12/31/2007	City Commission	12/31/09
Dr. Ronald	Shane	Private Industry	12/31/2007	City Commission	12/31/09
Jorge	Perez	Physician	12/31/2006	City Commission	12/31/09
Joyce	Galbut	Adm. Adult Cong Livn.	12/31/2006	City Commission	12/31/09
Kathryn	Abbate	CEO, Stanley Myers (NTL)	12/31/2006	City Commission	
Steven	Sonenreich	CEO/Mt. Sinai/MH (NTL)	12/31/2006	City Commission	
William	Zubkoff	C.E.O.. So. Shore (NTL)	12/31/2006	City Commission	
Zalman	Bacheikov	Dentist	12/31/2006	City Commission	12/31/06
Maria Ruiz	ex-officio, Director of Children's Affairs				
Sonia Albury	rep. From the Health Council of South Fla				

Applicants	Position/Title	Applicants	Position/Title
Craig Berko	Chiropractor/Physician	David Fink	
Emilio Suster		Harriet Feuerman	
Katherine Pener	Retired Teacher	Marc Umlas	
Mark Sinnreich	MD	Michael Baum	Nurse

Thursday, April 27, 2006

Page 18 of 44 (Continued....)

COMMISSION COMMITTEE APPOINTMENTS

2. Normandy Shores Local Government Neighborhood Improvement

Board and Committees Current Members

Normandy Shores Local Gov. Neighborhood Impv.

Sec 42

Composition:

The Advisory Council shall be appointed by the Board of Directors (City Commission) and composed of three members of the Executive Committee of the Normandy Shores Homeowner Association. On behalf of the Board of Directors, the City Clerk shall solicit from the Executive Committee the eligibility list of its members for appointment consideration. The Advisory Council shall be composed of the three members of the Executive Committee of the Normandy Shores Homeowners Association as per Resolution No. 97-22449 adopted July 2, 1997.

Vacancy:

Raquel Fuentes	TL 12/31/07	12/31/2007	City Commission
Michael Schwartz	TL 12/31/07	12/31/2007	City Commission
Dick Yousoufian	TL 12/31/07	12/31/2007	City Commission

Members:

Name	Last Name	Position/Title	Term Ends:	Appointed by:	Term Limit:
New	Member		12/31/2007	City Commission	

Applicants	Position/Title	Applicants	Position/Title
Helen Borges		Jacobo Epelbaum	
Michael Ritus		Rhonda Truffin	

COMMISSION COMMITTEE APPOINTMENTS

3. Oversight Committee for General Obligation Bond

Board and Committees Current Members

Oversight Committee for General Obligation Bond

Sec. 2-190.126

Composition:

Thirteen (13) members consisting of two (2) residents from the following areas:

- 1) North Beach;
 - 2) Middle Beach;
 - 3) South Beach;
 - 4) one (1) member from each of the following organizations:
 - the Budget Advisory Committee,
 - the Planning Board,
 - the Chamber of Commerce,
 - the Transportation and Parking Committee,
 - the Community Development Advisory Committee (who shall be a voting member),
 - one from the Historic Preservation Board (who shall be a voting member),
- one (1) MEMBER FROM THE CITY COMMISSION.
City Liaison: Jorge Chartrand

Vacancy:

To replace Judy North Beach 12/31/2006 City Commission
Gelber
ex-officio of the
Transportation and
Pkg. Comm.

Members:

Name	Last Name	Position/Title	Term Ends:	Appointed by:	Term Limit:
Christina	Cuervo	Middle Beach	12/31/2007	City Commission	12/31/10
Donna	Feig	North Beach	12/31/2007	City Commission	12/31/11
Ruth	Remington	South Beach	12/31/2007	City Commission	12/31/11
Scott	Needelman	South Beach	12/31/2006	City Commission	12/31/08
Sherri	Krassner	Middle Beach	12/31/2006	City Commission	12/31/06

Alexander Annunziato voting member of CDAC
Jeryl (Deede) Weithor Budget Advisory Comm.
Joy Malakoff ex-officio member Planning Board
Mayor David Dermer Member from City Commission
Mitch Novick voting member of the Historic Pres. Bd)
Sara Gutierrez MBCC Representative

Applicants	Position/Title	Applicants	Position/Title
Barbara Gelber		Charles Burkett	Middle Beach
Dave Patlak		Dwight Kraai	
Gabrielle Redfern		Gary Weiner	
Jeffrey Rynot		Judy Gelber	North Beach
Julio Lora		Laura Morilla	
Marc Gidney		Martin Wasserman	Attorney
Melissa Lorber	South Beach	Michael Francis	
Stuart Newman		Wil Martinez	

COMMISSION COMMITTEE APPOINTMENTS

4. Personnel Board

Board and Committees Current Members

Personnel Board

Sec. 2-190.66

Composition:

Ten (10) members appointed by a 5/7 vote.

Six (6) of which shall be citizens of Miami Beach not in the employment of the city, each having a different vocation;

and three (3) regular employees of the City of Miami Beach, to be elected by the probationary and regular employees of the city and who shall be elected from the employees of regular status in the respective groups:

Group I shall consist of the employees of the Police Department, Fire Department and Beach Patrol Department,

Group II shall consist of employees who are in clerical and executive positions,

Group III shall consist of all other employees,

The Personnel Director is a non-voting member.

City Liaison: Mayra Buttacavoli

Vacancy:

Orlando Alvarez, Jr.	To replace	12/31/2007	City Commission
	To replace Rosalie Pincus	12/31/2006	City Commission
Marcelo Llorente	To replace	12/31/2007	City Commission
Jack Bernstein	To replace	12/31/2007	City Commission

Members:

Name	Last Name	Position/Title	Term Ends:	Appointed by:	Term Limit:
Amy	Perry		12/31/2006	City Commission	12/31/09
Diane	Downs		12/31/2006	City Commission	12/31/09
Jimmy Newton		elected 7/31/03 - exp. 7/31/06 Group III			
Mayra Buttacavoli		Human Resources Director			
Patricia Becerra		re-elected 8/17/04 - exp. 7/31/07 Group II			
Renato Sejas		elected 7/11/05 - exp. 7/31/08- Group I			

Applicants	Position/Title	Applicants	Position/Title
Alex DeGasperi		Annette Cannon	
Barbara Woolverton	Human Resources Director	David Alschuler	Attorney
Elsa Orlandini		Jeffrey Rynot	
Lee Spiegelman			

THIS PAGE INTENTIONALLY LEFT BLANK

R9 - New Business and Commission Requests

R9B1	Dr. Stanley Sutnick Citizen's Forum.	(1:30 p.m.)
R9B2	Dr. Stanley Sutnick Citizen's Forum.	(5:30 p.m.)

AGENDA ITEM R9B1-2
DATE 5-10-06

THIS PAGE INTENTIONALLY LEFT BLANK



MIAMI BEACH

OFFICE OF THE MAYOR AND COMMISSION

MEMORANDUM

TO: Jorge M. Gonzalez, City Manager

FROM: Luis R. Garcia, Jr., Commissioner

DATE: April 21, 2006

SUBJECT: Agenda item for May 10, 2006

Please place a consent item on the May 10, 2006 Commission meeting agenda. I would like to request that the Fire Department's three surplus rescue ambulances described in the attached letters be donated to our sister city, Ica, Peru.

If you have any questions, please feel free to contact my secretary, Sandra Meyer at x 6765.

LRG/sm
attachments

RECEIVED
2006 APR 21 PM 3:44
CITY MANAGERS OFFICE
BY _____



MIAMIBEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor David Dermer and Members of the City Commission

FROM: Jorge M. Gonzalez, City Manager

DATE: May 10, 2006

SUBJECT: **DONATION OF TWO (2) USED 1997 FORD E40 FIRE RESCUE VEHICLES
AND ONE (1) 1998 FORD E40 FIRE RESCUE VEHICLE IN "AS IS"
CONDITION TO THE FIREFIGHTERS OF OUR SISTER CITY OF ICA, PERU**

ADMINISTRATION RECOMMENDATION

The Administration recommends that the City Commission approve the donation of the three (3) Fire Rescue vehicles, and as part of this donation process, the Administration recommends that an appropriation to the Vehicle Replacement Fund of \$24,000.00 be approved in order to make the Fleet Capital Account whole.

ANALYSIS

In the aftermath of Hurricane Katrina, the City of Miami Beach Fire Department attempted to contact officials from the City of Gulfport, Mississippi in order to offer them three surplus emergency medical rescue vehicles.

The City of Gulfport never responded, and the City still has three surplus emergency rescue vehicles. Two of the surplus vehicles are 1997 Ford Trucks with respective mileages of 37,894 and 66,656 miles. The other surplus unit is a 1998 Ford Truck with 50,407 miles. Our research indicates that if these vehicles are sold at auction, the City can expect to bring \$8,000.00 on each surplus vehicle.

Veh#	Dept.	Year	Make/Model	Mi./Hours	Life to Date Maintenance	Condition
1001	1220	1997	Ford/E40	37,894	\$26,576.92	Fair
1002	1220	1997	Ford/E40	66,654	\$26,230.99	Fair
1003	1220	1998	Ford/E40	50,407	\$27,567.35	Fair

CONCLUSION

As part of this donation process, the Administration recommends that an appropriation to the Vehicle Replacement Fund of \$24,000.00 be approved in order to make the Fleet Capital Account whole.

JMG/dm

T:\AGENDA\2006\may1006\Regular\Donation Ica Peru- Fire Rescue Vehicle.doc

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE DONATION OF TWO (2) USED 1997 FORD E40 FIRE RESCUE VEHICLES AND ONE (1) 1998 FORD E40 FIRE RESCUE VEHICLE, IN "AS IS" CONDITION, TO THE FIREFIGHTERS OF OUR SISTER CITY OF ICA, PERU.

WHEREAS, the City wishes to donate two (2) used 1997 FORD E40 Fire Rescue vehicles and one (1) 1998 FORD E40 Fire Rescue vehicle, with an estimated total value of \$24,000, to the firefighters of our Sister City Ica, Peru; and

WHEREAS, no funds are required from the City for the donation of these vehicles; and

WHEREAS, the aforementioned vehicles are donated in their "as is" condition, and the City makes no representation and/or warranties as to the condition of the vehicles, whether expressed or implied, and assumes no further responsibility for said vehicles.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the City hereby donates two (2) used 1997 Ford E40 Fire Rescue vehicles and one (1) 1998 Ford E40 Fire Rescue vehicle to the firefighters of our Sister City, Ica, Peru; said vehicles are donated in their "as is" condition, with no warranties and/or representations, whether expressed or implied, and with the City assuming no further responsibility for same.

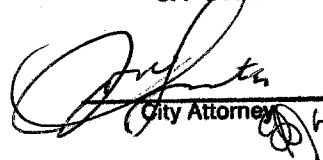
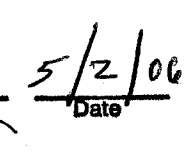
PASSED and ADOPTED this _____ day of _____, 2006.

MAYOR

ATTEST:

CITY CLERK

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**

 **City Attorney**  **5/2/06**
Date

CUERPO GENERAL DE BOMBEROS VOLUNTARIOS DEL PERU
VI COMANDANCIA DEPARTAMENTAL ICA AYACUCHO
Av. Cutervo #495 Urb. San Isidro-Ica
Telf. (056) 227154 RPM-88206

Ica, March 27th 2006

OFICIO N° 138-2006-VI-CD-CGBVP

MR. LUIS GARCIA JR.
Commissioner Of Miami Beach City

Dear Commissioner:

By means of this letter I go to you and by his interval to the city of Miami beach, to share with you a new proyect with the intention to continue helping to our city.

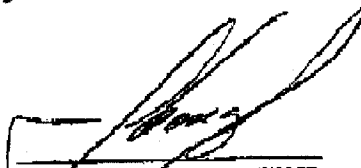
At the moment the emergencies are covered by the two stations of firemen who we have and we are working in the led creation of the third station in culminating it, because, the city of Ica has grown and the potable water that is extracted of the subsoil is scarce, reason for which we must create new stations to cover the continuous emergencies that in majority are medical emergencies for this one new station which we are creating we counted on a land of 3, 000 square meters and also we counted on support for the construction of the quarter.

Nevertheless an important part for its operations is could count on the equipment, reason by which with all respect I allow myself yet to suggest the possibility that the beloved city of Miami beach could support with medical units and units against fire, that you could have available or some that have been reason for renovation.

Thanks to you all the units that have provide us, have served to save many lives god bless your great work you have made to a so distant town, but that always will have you in his memory.

Yours Faithfully



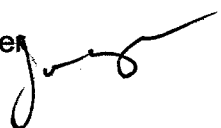

BORG MAY. CIP. JORGE HONG VALDEZ
JEFE DE LA VI COMANDANCIA
DEPARTAMENTAL ICA - AYACUCHO



MIAMI BEACH

CITY MANAGER'S OFFICE

MEMORANDUM

TO: Commissioner Luis R. Garcia, Jr.
FROM: Jorge Gonzalez, City Manager 
DATE: March 29, 2006
SUBJECT: Response to Inquiry on Surplus Ambulances

This memorandum is in response to your March 9, 2006 inquiry regarding the donation of surplus emergency medical rescue vehicles to our Sister City, Ica, Peru.

In the aftermath of Hurricane Katrina, the City of Miami Beach Fire Department attempted to contact officials from the City of Gulfport, Mississippi in order to offer them three surplus emergency medical rescue vehicles.

The City of Gulfport never responded, and the City still has three surplus emergency medical rescue vehicles. Two of the surplus vehicles are 1997 Ford Trucks with respective mileages of 37,894 and 66,656 miles. The other surplus unit is a 1998 Ford Truck with 50,407 miles. Our research indicates that if these vehicles are sold at auction, the City can expect to bring in between \$7,000.00 and \$8,500.00 on each surplus vehicle.

In order to pursue the donation of these surplus vehicles to Ica, Peru, Commission approval is required. Please advise if you would like place this on the Commission Agenda for action.

As part of this donation process, I would recommend that an appropriation to the Vehicle Replacement Fund of \$25,000.00 be approved in order to make the Fleet account whole.

If you have any questions, please feel free to contact me.

C: Mayor and City Commission
Floyd Jordan, Fire Chief
Drew Terpak, Fleet Management Division Director

JMG/DM

F:\cmgr\ALL\JORGE\GON\MEMOS\Garcia- Emergency Vehicles.doc



MIAMI BEACH

OFFICE OF THE MAYOR AND COMMISSION

RECEIVED

2006 MAR -9 PM 12:29

MEMORANDUM
CITY MANAGERS OFFICE

TO: Jorge M. Gonzalez, City Manager BY

FROM: Luis R. Garcia, Jr., Commissioner

LG/srm

DATE: March 9, 2006

SUBJECT: Surplus ambulances

The Fire Department is in possession of surplus ambulances that are taking up space at the maintenance facility. Gulfport, Mississippi has been contacted several times to find out if they are in need of these ambulances. They have not responded. Since we have not heard back from Gulfport, I would like to request that these ambulances be donated to our Sister City, Ica, Peru. Please let me know if this is feasible.

If you have any questions or comments, please feel free to contact my secretary, Sandra Meyer at x 6765.

LRG/s

OFFICE OF THE CITY ATTORNEY

City of Miami Beach

F L O R I D A




JOSE SMITH
City Attorney

Telephone: (305) 673-7470
Facsimile: (305) 673-7002

COMMISSION MEMORANDUM

TO: Mayor David Dermer and Members of the City Commission

FROM: Jose Smith, City Attorney 

DATE: May 10, 2006

SUBJECT: Request by the Law Firm of Akerman Senterfitt for a Waiver of Conflict of Interest in Representing Cirque du Soleil in its Negotiations with the City of Miami Beach of an Agreement(s) for the Exclusive Use of the Jackie Gleason Theater of the Performing Arts for a Permanent Cirque du Soleil Show

As set forth in the attached letter, the law firm of Akerman Senterfitt has requested that the City grant a waiver of conflict of interest relative to that firm's representation of Cirque du Soleil in negotiations with the City of an Agreement(s) for Cirque du Soleil's exclusive use of the Jackie Gleason Theater of the Performing Arts, for the creation, operation, management, and maintenance of a permanent Cirque du Soleil show. Akerman Senterfitt currently represents the City in its labor negotiations and other employment law matters.

As noted in the attached letter from Attorney Ronald Kriss, the firm's proposed representation of Cirque du Soleil would generally be limited to contract negotiations, drafting of resulting agreements, and representing Cirque du Soleil in any public meetings and/or City board appearances, as related to the proposed transaction. Akerman Senterfitt has expressly stated that its representation of Cirque du Soleil would not entail representation of Cirque (against the City) in the event any adverse administrative and/or legal proceedings were to occur.

The Florida Rules of Professional Conduct provide as follows:

Rule 4-1.7 Conflict of Interest; general rule

- (a) **Representing Adverse Interests.** A lawyer shall not represent a client if the representation of that client will be directly adverse to the interests of another client, unless:

- (1) the lawyer reasonably believes the representation will not adversely affect the lawyer's responsibilities to and relationship with the other client; and
- (2) each client consents after consultation.

This waiver, if the Commission wishes to grant it, may be accomplished by a motion approved by a majority vote of the Commission.

Fort Lauderdale
Jacksonville
Miami
New York
Orlando
Tallahassee
Tampa
Washington, DC
West Palm Beach

May 3, 2006

Jose Smith, Esq.
City Attorney
City of Miami Beach
17 Convention Drive
Miami Beach, FL 33139

Re: Cirque du Soleil

Dear Mr. Smith:

This letter formalizes our firm's request for a waiver of the conflict of interest to permit our firm to represent Cirque du Soleil in connection with its negotiations with the City of Miami Beach to develop the existing Jackie Gleason Theater into a Cirque du Soleil venue.

As you know, our firm represents the City in connection with various labor law engagements. As a result, if permitted to handle this engagement for Cirque du Soleil, we would establish an ethical wall so that the lawyers in our firm representing the City would not have substantive communications with the Akerman lawyers representing Cirque du Soleil and would not have access to their client files, and vice versa.

If the City were willing to permit us to handle this matter for Cirque du Soleil, we would stipulate that if litigation were to materialize, Akerman Senterfitt would not represent either party in connection with the dispute.

Our ability to represent Cirque du Soleil would be subject to their execution of a comparable waiver of the conflict of interest.

If the City is agreeable to permit our representation of Cirque du Soleil under these circumstances, would you please countersign this letter and return it to us.

Thank you very kindly and I do hope we shall have the opportunity to work with one another on this matter.



One Southeast Third Avenue
28th Floor
Miami, Florida 33131-1714

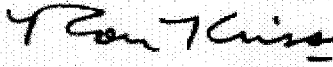
www.akerman.com

305 374 5600 *tel* 305 374 5095 *fax*

Ronald A. Kriss
305 982 5513
ron.kriss@akerman.com

Jose Smith, Esq.
City Attorney
May 3, 2006
Page 2

Sincerely yours,



Ronald A. Kriss

cc: Donald M. Papy, Esq.
Chief Deputy City Attorney
Raul J. Aguila, Esq.
First Assistant City Attorney
Lydia Brown, Esq.
James C. Crosland, Esq.

Accepted and Agreed:

CITY OF MIAMI BEACH

By: _____
City Attorney

Dated: _____

R9 - New Business and Commission Requests

- R9E The Committee Of The Whole Will Meet During Lunch Break In The City Manager's Large Conference Room Regarding The Fiscal Year 2006/07 Proposed Operating Budget Request For The Office Of The Mayor And City Commission.
(Budget & Performance Improvement Office)

AGENDA ITEM R9E
DATE 5-10-06



MIAMIBEACH

CITY OF MIAMI BEACH

NOTICE OF A COMMITTEE OF THE WHOLE MEETING

NOTICE IS HEREBY given that the City Commission of the City of Miami Beach, Florida, sitting as the Committee of the Whole, will hold a meeting in the City Manager's Large Conference Room, 4th Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida, on **Wednesday, May 10th, 2006**, during the Commission meeting lunch break, regarding the Fiscal Year 2006/2007 proposed operating budget request for the Office of the Mayor and City Commission.

Inquiries may be directed to the Mayor's Office at 305-673-7030.

Robert E. Parcher, City Clerk
City of Miami Beach

Pursuant to Section 286.0105, Fla. Stat., the City hereby advises the public that: if a person decides to appeal any decision made by the City Commission with respect to any matter considered at its meeting or its hearing, such person must ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.

In accordance with the Americans with disabilities Act of 1990, persons needing special accommodation to participate in this proceeding should contact the City Clerk's Office no later than four days prior to the proceeding. Telephone (305) 673-7411 for assistance; if hearing impaired, telephone the Florida Relay Service numbers, (800) 955-8770 (VOICE), for assistance.
(Ad 371)

OFFICE OF THE CITY ATTORNEY

City of Miami Beach

F L O R I D A



JOSE SMITH
City Attorney

Telephone: (305) 673-7470
Facsimile: (305) 673-7002

COMMISSION MEMORANDUM

TO: Mayor David Dermer and
Members of the City Commission

DATE: May 10, 2006

FROM: Jose Smith
City Attorney

SUBJECT: Discussion of possible settlement of the following risk management claims: Fredricka Breaux, as Administratrix of the Estate of Zachary Charles Breaux, deceased vs. City of Miami Beach, et al., Eleventh Judicial Circuit of Florida Case No. 99-3808 CA 27, and Rabbi Israel Poleyeff, as Personal Representative of the Estate of Eugenie Poleyeff, Deceased vs. City of Miami Beach, et al., Eleventh Judicial Circuit of Florida Case No. 99-4209 CA 13. This matter involves a double drowning which took place on February 20, 1997 on an unguarded beach.

Please put on the Agenda for discussion.

cc: Jorge M. Gonzalez
City Manager

Agenda Item R9F
Date 5-10-06

THIS PAGE INTENTIONALLY LEFT BLANK

R10 - City Attorney Reports

R10A Notice Of Closed Executive Session.

Pursuant To Section 447.605, Florida Statutes, A Closed Executive Session Will Be Held During Recess Of The City Commission Meeting On May 10, 2006 In The City Manager's Large Conference Room, Fourth Floor, City Hall, For Discussion Regarding The Status Of Fraternal Order Of Police (FOP) Contract Negotiations.

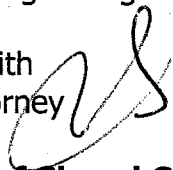
(City Manager's Office)

AGENDA ITEM R10A
DATE 5-10-06

THIS PAGE INTENTIONALLY LEFT BLANK

**Office of the City Attorney
City of Miami Beach**

TO: Mayor David Dermer
Members of the City Commission
City Manager Jorge Gonzalez

FROM: Jose Smith
City Attorney 

SUBJECT: Notice of Closed City Commission Session

DATE: May 4, 2006

Pursuant to Section 768.28, Florida Statutes, a Closed City Commission Session will be held during lunch recess of the City Commission meeting on May 10, 2006 to discuss the following Risk Management claims:

Frederica E. Breaux, as Administratrix of the Estate of Zachary Charles Breaux, deceased vs. City of Miami Beach, et. al. Eleventh Judicial Circuit, General Jurisdiction, Case No. 99-3808 CA 27 and Rabbi Israel Poleyeff, as Personal Representative of the Estate of Eugenie Poleyeff, Deceased, vs. Sevilla Beach Hotel Corporation, et. al. Eleventh Judicial Circuit, General Jurisdiction, Case No. 99-04209 CA 13

The Closed City Commission Session will be held in the City Manager's Large Conference Room, Fourth Floor, City Hall.

cc: Risk Management

Agenda Item R10B
Date 5-10-06

THIS PAGE INTENTIONALLY LEFT BLANK

OFFICE OF THE CITY ATTORNEY

City of Miami Beach

F L O R I D A



JOSE SMITH
City Attorney

Telephone: (305) 673-7470
Facsimile: (305) 673-7002

COMMISSION MEMORANDUM

TO: Mayor David Dermer
Members of the City Commission
City Manager Jorge M. Gonzalez

FROM: Jose Smith
City Attorney

SUBJECT: City Attorney's Status Report

DATE: May 10, 2006

I. LAWSUITS FILED BY OR AGAINST THE CITY OF MIAMI BEACH SINCE THE LAST REPORT

1. Pansie B. Thompson vs. The City of Miami Beach, a municipality and The State of Florida, Department of Environmental Protection f/k/a Department of Natural Resources, the Board of Trustees of the Internal Improvement Trust Fund and Miami-Dade County. Eleventh Judicial Circuit, Case No. 06-06585 CA20

The City was served with this Complaint on April 6, 2006. This case was improperly filed as a separate case when indeed it is a derivative suit to the Downs case. Mrs. Thompson is the mother of Dwight Downs (Mr. Downs alleges he dove into the water at the 73rd Street beach and struck his head on a rock that was under the water thereby causing him to be rendered quadriplegic). Mrs. Thompson is claiming loss of companionship, society and affection of her child. A motion to dismiss with prejudice has been filed.

2. Allied Mortgage of the Southeast, Inc. vs. Conti-Tech Investments Holdings Limited a/k/a Conti-Tech Investment Holdings Limited, et al. Eleventh Judicial Circuit, Case No. 06-06717 CA11

This is a mortgage foreclosure action concerning real property located at 2443 N. W. 55th Street, Miami. An Answer was filed on April 26, 2006 relative to the City's code lien against the mortgagor.

Agenda Item A

1700 Convention Center Drive -- Fourth Floor -- Miami Beach

Date 5-10-06

Mayor David Dermer
Members of the City Commission
City Manager Jorge M. Gonzalez
Page 2
May 10, 2006

3. Mortgage Investors II, LLC. vs. Conti Tech a/k/a Conti-Tech Investment Holdings Limited, et al. Eleventh Judicial Circuit, Case No. 06-06719 CA24 DT 06CMB0020-1292

This is a mortgage foreclosure action concerning real property located at 401 N.E. 145th Street, Miami. An Answer was filed on April 26, 2006 relative to the City's code lien against the mortgagor.

4. Mortgage Investors I, LLC. vs. Conti-Tech Investment Holdings LTD a/k/a Conti-Tech Investment Holdings Limited, et al. Eleventh Judicial Circuit, Case No. 06-06721 CA23 DT 06CMB0020-1293

This is a mortgage foreclosure action concerning real property located at 7025 Rue Granville, Miami Beach. An Answer and Affirmative Defense was filed on April 26, 2006 relative to the City's special assessment and code liens.

5. Bayview Financial Trading Group, LP., vs. Jamil Khan, et al., Eleventh Judicial Circuit, Case No. 06-05861 CA22

This is an action to foreclose on real property located at 6375 Indian Creek Drive, Miami Beach. An Answer and Affirmative Defense was filed relative to the City's special assessment and code liens on April 26, 2006.

6. Everhome Mortgage Company, vs. Olga Patricia Waring, et al., Eleventh Judicial Circuit, Case No. 06-06868 CA08

This is a mortgage foreclosure action concerning real property located at 3700 Collins Avenue, Miami Beach. An Answer and Affirmative Defense was filed on April 27, 2006.

7. The Home Depot Supply, Inc., vs The City of Miami Beach, Florida, a Florida municipal corp. County Court, Small Claims Division, Case No. 06-01817 SP26

The plaintiff sued the City in small claims court based on a contract debt (\$3,197.37) that has allegedly not been paid by the Miami Beach Housing Authority. Because the City is a wholly separate entity from the Housing Authority, the City is not the proper defendant. We

Mayor David Dermer
Members of the City Commission
City Manager Jorge M. Gonzalez
Page 3
May 10, 2006

communicated this position via telephone and follow-up letter to counsel for the plaintiff. Counsel for the plaintiff agreed to voluntarily dismiss the lawsuit.

8. Jamoda Inc., a Florida corporation, vs Valbo LLC, a Florida limited liability company and Delgriso, LLC, a Florida limited liability company, Florida Department of Professional Regulation, Division of Alcoholic Beverages and Tobacco; Florida Department of Revenue; and Agency for Workforce Innovation, IGT Media Holdings Inc.; Bird Song Services, and Rewards Network Establishment Services Inc.; City of Miami Beach. Eleventh Judicial Circuit, Case No. 06-07594 CA01 DT 06CMB0020-1297

This is an action to foreclose a security agreement on a liquor license issued to an establishment located at 7300 Ocean Terrace, Miami Beach. An Answer will be filed with the Court prior to May 9, 2006.

9. Leon Witherspoon vs. City of Miami Beach, a municipal entity, Officer Osvaldo Ramos, Wayne Colon, David Allen, Miami-Dade County, and Miami-Dade County Department of Corrections, Eleventh Judicial Circuit, Case No. 06-05946 CA25

The City was served with this Complaint on April 21, 2006 and Officer Ramos on April 24, 2006, in which the Plaintiff alleges wrongful search, seizure and imprisonment pursuant to 42 U.S.C. §1983 while he was on his sailboat. The City intends to remove this case to Federal Court.

10. GMAC Mortgage Corporation vs. Javier Cabrera et al., Eleventh Judicial Circuit, Case No. 06-04738 CA24

This is a mortgage foreclosure action concerning real property located at 100 Lincoln Road, Miami Beach. An Answer will be filed with the Court prior to May 16, 2006.

11. Marisol Ruizdelatorre and Michelle Fragoso-Diaz vs. City of Miami Beach, a Florida Municipal Corporation; Officer Antonio Ferbeyre Officer Noel Castillo, and "Officer Smith", individually, Eleventh Judicial Circuit, Case No. 06-07165 CA06

The City was served with this Complaint on April 28, 2006. The Plaintiffs allege false arrest, invasion of privacy and assault and battery under Florida Statute §768.28 against the City as well as false

Mayor David Dermer
Members of the City Commission
City Manager Jorge M. Gonzalez
Page 4
May 10, 2006

arrest, unlawful seizure and assault and battery against Police Officers Ferbeyre and Castillo. Plaintiffs also alleges assault and battery against Officer Smith under 43 U.S.C. §1983, and civil rights violations against the City under 42 U.S.C. §1983. The City intends to remove this case to Federal Court.




MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor David Dermer and Members of the City Commission

FROM: Jorge M. Gonzalez, City Manager 

DATE: May 10, 2006

SUBJECT: **PARKING STATUS REPORT – MARCH 2006**

The following comments serve to preface attended parking facilities (garages and lots) performance for the month of March 2006. In March 2006, gross revenues at attended facilities (garage and lots) increased by 10.55% as compared to the prior year's period. During the month of March 2006, the Parking Department's attended locations earned a net profit of \$815,970.24. This is an increase in net profit of \$95,902.62 or 13.32% as compared to the same period in the prior year. The year to date net profit is \$3,512,284.94 this is an increase in net profit of \$244,603.94 or 7.49%.

A) 17th Street Municipal Parking Garage: March 2006

During the month of March 2006, the 17th Street Garage had net revenues of \$287,161.95. Net revenues are total revenues collected, minus sales tax, and are comprised of facility-specific access-card revenues of \$61,200.00, transient parking revenues of \$218,161.95 and valet rental fees of \$7,800.00. Net revenues increased from \$246,083.49 in 2005, to \$287,161.95 in 2006; a 16.69% increase in net revenues. After subtracting operating expenses of \$111,712.00 the facility had a net profit for the month in the amount of \$175,449.95. This represents an increase in net profit for the facility in the amount of \$21,905.87 or 14.27% when compared to the same period in the previous year. This increase is primarily attributable to an increase in transient parking revenue of \$37,418.46, an increase in facility-specific access-card revenues of \$2,160.00, and an increase in valet rental fees of \$1,500.00; off-set by an increase in attendant/cashier labor expense of \$6,223.88; an increase FP&L expense of \$3,262.86 and an increase in elevator maintenance expense of \$9,508.00. The 17th Street Garage served a total of 100,512 parkers in the month of March, 2006.

B) 7th Street Municipal Parking Garage: March 2006

During the month of March 2006, the 7th Street Municipal Parking Garage had net revenues of \$239,741.36. Net revenues are total revenues collected, minus sales tax, and are comprised of facility-specific access-card revenues of \$16,275.00 and transient parking revenues of \$223,466.36. When compared to the same month in the prior year (March 2005), net revenues increased from \$233,284.34 in 2005 to \$239,741.36 in 2006; a 2.77% increase in net revenues. After subtracting operating expenses of \$64,236.83 and debt service of \$59,500.00 the facility had a net profit for the month in the amount of \$116,004.53. This is an increase in net profit of \$3,637.98 or 3.24% from March 2005. This increase is primarily attributable to an increase in transient parking revenue of \$5,857.02; off-set by an increase in security personnel expense of \$2,575.02. The 7th Street Garage served a total of 47,854 parkers in the month of March, 2006.

Agenda Item

B

Date

5-10-06

C) 5-A Municipal Surface Parking Lots (Washington Avenue to Pennsylvania and 17th Street): March 2006

During the month of March 2006, the 5-A Surface Lots had net revenues of \$209,257.31. Net revenues are total revenues collected, minus sales tax, and are comprised of facility-specific access-card revenues of \$18,600.00 and transient parking revenues of \$190,657.31. Net revenues increased from \$181,472.73 in 2005, to \$209,257.31 in 2006; a 15.31% increase in net revenues. After subtracting operating expenses of \$38,571.87 the facility had a net profit for the month in the amount of \$170,685.44. This represents an increase in net profit for the facility in the amount of \$25,507.40 or 17.57% when compared to the same period in the previous year. This increase is primarily attributable to an increase in transient parking revenue of \$25,924.58, an increase in facility-specific access-card revenues of \$1,860.00; off-set by an increase in attendant/cashier labor expense of \$2,070.72. The 5-A Municipal Surface Parking Lot served a total of 61,164 parkers in the month of March, 2006.

D) 12th Street Municipal Parking Garage: March 2006

During the month of March 2006, the 12th Street Garage had net revenues of \$31,271.41. Net revenues are comprised of facility-specific monthly parking revenues of \$3,720.00 and transient parking revenues of \$27,551.41. When compared to the same month in the prior year (March 2005), net revenues decreased from \$45,380.19 in 2005, to \$31,271.41 in 2006; a 31.09% decrease in net revenues. After subtracting operating expenses of \$13,146.41 the facility had a net profit for the month in the amount of \$18,125.00. This is a decrease in net profit of \$7,868.76 or 30.27% from March 2005. This decrease is primarily attributable to a decrease in transient parking revenues of \$13,988.78; off-set by a decrease in attendant/cashier labor expense of \$4,228.00 and a decrease in security personnel expense of \$2,012.02. In addition, the garage was closed for ten (10) days at the beginning of the month due to renovations. These renovations include lighting, painting, concrete work, expansion joint and structural repairs. During the month of March ticket revenue was also reduced due to the renovation of the garage. The 12th Street Garage served a total of 4,860 parkers in the month of March 2006.

E) 13th Street Municipal Parking Garage: March 2006

During the month of March 2006, the 13th Street Garage had net revenues of \$77,770.51. Net revenues are comprised of facility-specific monthly parking permit revenues of \$9,780.00 and transient parking revenues of \$67,990.51. Compared to the same month in the prior year (March 2005), net revenues decreased from \$80,438.42 in 2005, to \$77,770.51 in 2006; representing a 3.32% decrease in net revenues. After subtracting operating expenses of \$26,485.51, the facility had a net profit for the month in the amount of \$51,285.00. This is an increase in net profit of \$1,942.84 or 3.94% from March 2005. This increase is primarily attributable to an increase in facility-specific monthly parking permit revenues of \$1,320.00 and a decrease in attendant/cashier labor expense of \$5,414.37; off-set by a decrease in transient parking revenues of \$3,987.91 and an increase in revenue control equipment maintenance expense of \$1,346.01. The 13th Street Garage served a total of 14,108 parkers in the month of March 2006.

F) 16th Street-Anchor Parking Garage: March 2006

During the month of March, 2006, the 16th Street Garage had net revenues of \$263,552.40. Net revenues are comprised of facility-specific monthly parking revenues of \$26,700.00, transient parking revenues of \$209,570.60, and valet rental fees of \$17,244.40. Compared

to the same month in the prior year (March 2005), net revenues increased from \$229,426.08 in 2005 to \$263,552.40 in 2006; representing a 14.87% increase in net revenues. After subtracting operating expenses of \$48,521.00 the facility had a net profit for the month in the amount of \$215,031.40. This is an increase in net profit of \$36,097.54 or 20.17% from March 2005. This increase is primarily attributable to an increase in transient parking revenue of \$24,713.68, an increase in valet rental fees of \$2,912.64, an increase in facility-specific monthly parking revenues of \$6,500.00; a decrease in security personnel expense of \$4,896.88; off-set by an increase in FP&L expense of \$1,415.61. The 16th Street Garage served a total of 36,851 parkers in the month of March, 2006.

G) 42nd Street Municipal Parking Garage: March 2006

During the month of March, 2006, the 42nd Street Garage had net revenues of \$28,934.40. Net revenues are comprised of facility-specific monthly parking revenues of \$25,440.00 and transient parking revenues of \$3,494.40. Compared to the same month in the prior year of March (2005), net revenues increased from \$28,404.11 in 2005, to \$28,934.40 in 2006; representing a 1.87% increase in net revenues. After subtracting operating expenses of \$19,045.48 the facility had a net profit for the month in the amount of \$9,888.92. This is a decrease in net profit of \$204.94 or 2.03% from March 2005. This decrease is primarily attributable to an increase in revenue control equipment maintenance expense of \$2,096.01, an increase in elevator maintenance expense of \$1,212.40; off-set by a decrease in security personnel expense of \$2,796.10. The 42nd Street Garage served a total of 14,093 parkers in the month of March, 2006.

H) Electronic Parking Meter Revenue Comparison: March 2006

This statement compares parking meter revenue collected in March 2006, with revenue collected in March 2005. When comparing revenues for March 2006 in the amount of \$1,033,005.96 to revenues for March 2005 in the amount of \$976,437.79, the report reflects an increase of \$56,568.17 or 5.79% in revenues collected. Meter revenue collected does not reflect the change in monthly decal parkers (both commercial and residential), valet rental or construction rental of meters, or metered surface lots either taken out of service, or managed differently than the previous year. In the month of March 2006 decal and permit revenue received was \$95,112.27 and meter rental revenue (valet, construction, and special events) was \$161,911.77 versus \$86,367.96 and \$160,379.71 respectively in March 2005. The combined total revenue produced at meters for the month of March 2006 was \$1,290,030.00. This reflects an increase from the previous year in the amount of \$66,844.54 or 5.46%.

I) Parking and Transportation Smart Card Sales: March 2006

In the month of March 2006, the Parking Department sold 1,885 Parking Meter Cards to merchants, vendors, hoteliers, and the public, for revenues in the amount of \$44,872.50.

J) Hotel Hangtag Sales: March 2006

In the month of March 2006, the Parking Department sold 2,664 hotel hangtags to hoteliers in the amount of \$15,984.

JMG/RCM/SF/RAR

F:\pings\MAN\RAR\Parking Status Report\FY 2005-2006\March 2006.doc

**CITY OF MIAMI BEACH
PARKING DEPARTMENT
FINANCIAL REPORT SUMMARY
March 2006**

LOCATION	REVENUE			EXPENSES			PROFIT/(LOSS)					
	2005 March	2006 March	Increase/ (Decrease)	Percent of Increase/ (Decrease)	2005 March	2006 March	Increase/ (Decrease)	Percent of Increase/ (Decrease)	2005 March	2006 March	Increase/ (Decrease)	Percent of Increase/ (Decrease)
17 St. Garage	246,063.49	287,161.95	41,078.46	16.69%	92,539.41	111,712.00	19,172.59	20.72%	153,544.08	175,449.95	21,905.87	14.27%
7th St. Garage	233,284.34	239,741.36	6,457.02	2.77%	61,417.79	64,236.83	2,819.04	4.59%	171,866.55	175,504.53	3,637.98	2.12%
17th St. Lots	181,472.73	209,257.31	27,784.58	15.31%	36,294.69	38,571.87	2,277.18	6.27%	145,178.04	170,685.44	25,507.40	17.57%
12th St. Garage	45,380.19	31,271.41	(14,108.78)	-31.09%	19,386.43	13,146.41	(6,240.02)	-32.19%	25,993.76	18,125.00	(7,868.76)	-30.27%
13th St. Garage	80,438.42	77,770.51	(2,667.91)	-3.32%	31,096.26	26,485.51	(4,610.75)	-14.83%	49,342.16	51,285.00	1,942.84	3.94%
42nd St. Garage	28,404.11	28,934.40	530.29	1.87%	18,310.25	19,045.48	735.23	4.02%	10,093.86	9,888.92	(204.94)	-2.03%
16th St. - Anchor	214,013.62	263,552.40	49,538.78	23.15%	49,964.45	48,521.00	(1,443.45)	-2.89%	164,049.17	215,031.40	50,982.23	31.08%
Totals	1,029,076.90	1,137,689.34	108,612.44	10.55%	309,009.28	321,719.10	12,709.82	4.11%	720,067.62	815,970.24	95,902.62	13.32%

	Revenue Per Space	Expenses Per Space	Profit/(Loss) Per Space	
17 St. Garage	196.69	76.52	120.17	The 17th Street Garage has 1,460 spaces.
7th St. Garage	371.12	99.44	271.68	The 7th Street Garage has 646 spaces.
17th St. Lots	413.55	76.23	337.32	The 17th Street Lots have 506 spaces.
12th St. Garage	233.37	98.11	135.26	The 12th Street Garage has 134 spaces.
13th St. Garage	271.92	92.61	179.32	The 13th Street Garage has 286 spaces.
42nd St. Garage	46.67	30.72	15.95	The 42nd Street Garage has 620 spaces.
16th St. - Anchor	328.21	60.42	267.79	The 16th Street - Anchor Garage has 803 spaces.

**CITY OF MIAMI BEACH
PARKING DEPARTMENT
FINANCIAL REPORT SUMMARY-YEAR TO DATE
March 2006**

LOCATION	REVENUE			Percent of Increase/ (Decrease)	EXPENSES			Percent of Increase/ (Decrease)	PROFIT/(LOSS)			Percent of Increase/ (Decrease)
	2005 March YTD	2006 March YTD	Increase/ (Decrease)		2005 March YTD	2006 March YTD	Increase/ (Decrease)		2005 March YTD	2006 March YTD	Increase/ (Decrease)	
17 St. Garage	1,435,752.54	1,548,213.47	112,460.93	7.83%	587,527.28	633,915.18	46,387.90	7.90%	848,225.26	914,298.29	66,073.03	7.79%
7th St. Garage	1,014,987.76	1,012,032.66	(2,955.10)	-0.29%	366,345.56	377,913.44	11,567.88	3.16%	648,642.20	634,119.22	(14,522.98)	-2.24%
17th St. Lots	985,339.09	1,043,412.70	58,073.61	5.89%	194,730.55	235,965.91	41,235.36	21.18%	790,608.54	807,446.79	16,838.25	2.13%
12th St. Garage	216,013.24	131,748.96	(84,264.28)	-39.01%	118,004.63	97,927.78	(20,076.85)	-17.01%	98,008.61	33,821.18	(64,187.43)	-65.49%
13th St. Garage	315,737.46	397,808.29	82,070.83	25.99%	200,566.24	168,803.23	(31,763.01)	-15.84%	115,171.22	229,005.06	113,833.84	98.84%
42nd St. Garage	215,118.89	188,887.07	(26,231.82)	-12.19%	114,126.95	111,593.84	(2,535.11)	-2.22%	100,989.94	77,293.23	(23,696.71)	-23.46%
16th St. - Anchor	966,195.09	1,101,802.79	135,607.70	14.04%	300,159.86	285,501.62	(14,658.24)	-4.88%	686,035.23	816,301.17	150,265.94	22.56%
Totals	5,149,144.07	5,423,905.94	274,761.87	5.34%	1,881,463.07	1,911,621.00	30,157.93	1.60%	3,267,681.00	3,512,284.94	244,603.94	7.49%

408

	Revenue Per Space	Expenses Per Space	Profit/(Loss) Per Space	
17 St. Garage	1,060.42	434.19	626.23	The 17th Street Garage has 1,460 spaces.
7th St. Garage	1,566.61	585.01	981.61	The 7th Street Garage has 646 spaces.
17th St. Lots	2,062.08	466.34	1,595.74	The 17th Street Lots have 506 spaces.
12th St. Garage	983.20	730.80	252.40	The 12th Street Garage has 134 spaces.
13th St. Garage	1,390.94	590.22	800.72	The 13th Street Garage has 286 spaces.
42nd St. Garage	304.66	179.99	124.67	The 42nd Street Garage has 620 spaces.
16th St. - Anchor	1,372.11	355.54	1,016.56	The 16th Street - Anchor Garage has 803 spaces.

**CITY OF MIAMI BEACH
PARKING DEPARTMENT
PROFIT & LOSS STATEMENT
17th Street Garage - 2G
March 2006**

LOCATION	ACCOUNTING CODE	2005 March	2006 March	Increase/ (Decrease)	Percent of Increase/ (Decrease)	Revenue/ Expense Per Space
17th Street Garage - 2G						
Revenue						
Revenue-Ticket	480-8000-344583	180,743.49	218,161.95	37,418.46		
Revenue - Valet	480-8000-344583	6,300.00	7,800.00	1,500.00		
Revenue-Monthly Permits	480-8000-344514	<u>59,040.00</u>	<u>61,200.00</u>	<u>2,160.00</u>		
	17th Street - 2G REVENUE (Sales Tax Excluded)	246,083.49	287,161.95	41,078.46	16.69%	\$196.69
Expenses						
Security Personnel		15,727.08	15,207.59	(519.49) (1).		
Attendant/Cashier Labor		58,522.20	64,746.08	6,223.88 (2).		
FP&L		4,850.13	8,112.99	3,262.86 (3).		
Revenue Control Equipment Maintenance		1,666.67	2,351.01	684.34 (4).		
Armed Guard Revenue Pickup		420.00	433.00	13.00 (5).		
Elevator Maintenance		425.00	9,933.00	9,508.00 (6).		
Landscape Maintenance		108.33	108.33	0.00		
Garage Cleaning/Maintenance		<u>10,820.00</u>	<u>10,820.00</u>	<u>0.00</u>		
	17th St. Garage - 2G EXPENSES	92,539.41	111,712.00	19,172.59	20.72%	\$76.52
	17th St. Garage PROFIT/(LOSS)	153,544.08	175,449.95	21,905.87	14.27%	\$120.17
Number of Spaces						1460

Notes:

The 17th Street Garage has 1460 spaces. Approximately 40% of the annual revenue is from monthly parkers including valet rentals. The remainder of income is derived from Lincoln Road, Conventions, TOPA, and the New World Symphony.

(1). March 2005 Security Personnel figure consists of 1,281.75 total labor hours. While, March 2006 Security Personnel figure consists of 1,270.50 total labor hours.

(2). March 2005 Attendant/Cashier Labor figure consists of 3,921.50 labor hours. While, March 2006 Attendant/Cashier Labor figure consists of 4,371.00 labor hours. The increase is also due to new "Living Wage" requirements.

(3). March 2005 FP&L energy usage charge was \$4,850.13. While, March 2006 FP&L energy usage charge was \$8,112.99. The increase is due to an increase in average daily energy usage of 1053 KWH (from 1762 KWH to 2815 KWH), and an increase in FP&L rates.

(4)- March 2005 Revenue Control Equipment charge of \$ 1,666.67 reflects the regular monthly service charge from Royce. While, March 2006 Revenue Control Equipment charge of \$2,351.01 reflects the regular monthly service charge of \$1,891.66 from Consolidated Parking Equipment plus a charge of \$459.35 for two additional services. One for \$204.35 for PC Anywhere Software and another for \$255.00 for repair of damaged pedestal hit by a car.

(5)- March 2006 Armed Guard Revenue Pick up charge of \$433.00 reflects the new regular monthly service charge from Brinks.

(6)- March 2006 Elevator Maintenance cost reflects the regular monthly service charge of \$425.00 plus a charge of \$9,508.00 for 50% payment to replace oil lane.

**City of Miami Beach
Parking Department
Daily Revenue Report
17th Street Garage - 2G**

March 2006

Date	Day	Total Vehicle Entries	Peak Period	Peak Vehicle Count	Daily Ticket Revenue
1	Wednesday	2471	15:00-15:59	374	\$2,975.21
2	Thursday	2878	17:00-17:59	425	\$4,212.49
3	Friday	4186	19:00-19:59	644	\$8,979.40
4	Saturday	4352	18:00-18:59	699	\$12,648.11
5	Sunday	3406	15:00-15:59	614	\$8,968.75
6	Monday	2527	7:00-7:59	858	\$3,849.94
7	Tuesday	2937	18:00-18:59	422	\$3,839.40
8	Wednesday	3082	19:00-19:59	438	\$5,222.13
9	Thursday	2935	17:00-17:59	394	\$4,414.58
10	Friday	3702	19:00-19:59	567	\$9,764.52
11	Saturday	3766	23:00-23:59	614	\$13,303.85
12	Sunday	3652	19:00-19:59	721	\$11,582.21
13	Monday	2518	17:00-17:59	430	\$4,286.92
14	Tuesday	2937	18:00-18:59	422	\$5,781.72
15	Wednesday	2946	17:00-17:59	490	\$5,714.58
16	Thursday	3811	19:00-19:59	636	\$7,736.34
17	Friday	3770	23:00-23:59	494	\$7,297.68
18	Saturday	4260	17:00-17:59	649	\$12,811.03
19	Sunday	3615	16:00-16:59	652	\$9,947.44
20	Monday	2318	17:00-17:59	368	\$3,410.28
21	Tuesday	2596	17:00-17:59	405	\$3,733.46
22	Wednesday	2954	17:00-17:59	506	\$5,849.42
23	Thursday	3180	13:00-13:59	461	\$5,756.34
24	Friday	4395	23:00-23:59	616	\$10,349.23
25	Saturday	4274	23:00-23:59	658	\$13,580.60
26	Sunday	3917	14:00-14:59	740	\$10,573.05
27	Monday	2527	7:00-7:59	858	\$4,229.01
28	Tuesday	2344	17:00-17:59	388	\$3,550.84
29	Wednesday	2412	17:00-17:59	378	\$3,390.84
30	Thursday	2514	17:00-17:59	390	\$3,788.79
31	Friday	3330	22:00-22:59	446	\$6,613.79
	TOTAL	100,512			\$218,161.95
MONTHLY PERMIT REVENUE					\$61,200.00
VALET REVENUE					\$7,800.00
TOTAL NET REVENUE					\$287,161.95

**CITY OF MIAMI BEACH
PARKING DEPARTMENT
PROFIT & LOSS STATEMENT
7th Street Garage - 1G
March 2006**

LOCATION	ACCOUNTING CODE	2005 March	2006 March	Increase/ (Decrease)	Percent of Increase/ (Decrease)	Revenue/ Expense Per Space
7th Street Garage - 1G						
Revenue						
Revenue-Ticket	142-8000-344404	217,609.34	223,466.36	5,857.02		
Revenue-Monthly Permits	142-8000-344404	<u>15,675.00</u>	<u>16,275.00</u>	<u>600.00</u>		
	7th Street - 1G REVENUE (Sales Tax Excluded)	233,284.34	239,741.36	6,457.02	2.77%	\$371.12
Expenses						
Security Personnel		21,113.61	23,688.63	2,575.02 (1).		
Attendant/Cashier Labor		24,658.06	24,197.05	(461.01) (2).		
Landscape Maintenance		918.67	918.67	0.00		
FP&L		2,688.87	3,101.55	412.68 (3).		
Revenue Control Equipment Maintenance		700.00	979.35	279.35 (4).		
Garage Cleaning/Maintenance		9,242.00	9,242.00	0.00		
Armed Guard Revenue Pickup		420.00	433.00	13.00 (5).		
Elevator Maintenance		1,065.17	1,065.17	0.00		
Surveillance System Maintenance		<u>611.41</u>	<u>611.41</u>	<u>0.00</u>		
	7th Street - 1G EXPENSES	61,417.79	64,236.83	2,819.04	4.59%	\$99.44
	7th St. Estimated Debt Service	59,500.00	59,500.00	0.00	0.00%	\$92.11
	7th St. PROFIT/(LOSS)	112,366.55	116,004.53	3,637.98	3.24%	\$179.57
Number of Spaces						646

- Notes:**
Generators for this garage are local workers, restaurants, hotels, construction, visitors to SOBE, local beach goers, restaurant patrons, and nightclub patrons.
- (1). March 2005 Security Personnel figure consists of only 1,720.75 total labor hours. While, March 2006 Security Personnel figure consists of only 1,979.00 total labor hours.
- (2). March 2005 Attendant/Cashier Labor figure consists of 1,652.50 total labor hours. While, March 2006 Attendant/Cashier Labor figure consists of 1,621.50 total labor hours.
- (3). March 2005 FP&L energy usage charge was \$2,688.87. While, March 2006 FP&L energy usage charge was \$3,101.55. Although average daily energy usage decreased by 43 KWH (from 1147 KWH TO 1104 KWH) there is an increase due to change in FP&L rates.
- (4). March 2005 Revenue Control Equipment Maintenance charge reflects the regular monthly service charge of \$700. While March 2006 reflects the monthly charge of \$ 775, plus one additional charge of \$204.35 for PC Anywhere Software Upgrade.
- (5)- March 2006 reflects the new monthly charge of \$ 433.00 from Brinks.

City of Miami Beach
Parking Department
Daily Revenue Report
7th Street Garage - 1G

March-06

Date	Day	Total Vehicle Entries	Peak Period	Peak Vehicle Count	Daily Space Rental Goldman - No Tax	Daily Space Rental Other - Incl. Tax	Daily Revenue Including Tax
1	Wednesday	911	13:00-13:59	165	375.00	139.79	\$3,237.00
2	Thursday	1240	13:00-13:59	215	375.00	139.79	\$4,718.00
3	Friday	1790	15:00-15:59	311	375.00	139.79	\$11,337.00
4	Saturday	2098	16:00-16:59	320	375.00	139.79	\$13,431.00
5	Sunday	1755	11:00-11:59	327	375.00	139.79	\$8,837.00
6	Monday	1015	16:00-16:59	195	375.00	139.79	\$4,572.00
7	Tuesday	1261	17:00-17:59	225	375.00	139.79	\$4,842.00
8	Wednesday	1456	13:00-13:59	263	375.00	139.79	\$5,509.00
9	Thursday	1485	15:00-15:59	237	375.00	139.79	\$5,881.00
10	Friday	1936	15:00-15:59	309	375.00	139.79	\$11,644.00
11	Saturday	2169	18:00-18:59	304	375.00	139.79	\$14,116.00
12	Sunday	2092	11:00-11:59	323	375.00	139.79	\$10,848.00
13	Monday	1399	15:00-15:59	285	375.00	139.79	\$5,686.00
14	Tuesday	1500	11:00-11:59	241	375.00	139.79	\$5,297.00
15	Wednesday	1489	15:00-15:59	303	375.00	139.79	\$5,471.00
16	Thursday	1492	13:00-13:59	284	375.00	139.79	\$6,078.00
17	Friday	1814	11:00-11:59	267	375.00	139.79	\$11,533.00
18	Saturday	2119	17:00-17:59	300	375.00	139.79	\$13,792.00
19	Sunday	1949	11:00-11:59	329	375.00	139.79	\$9,339.00
20	Monday	1183	08:00-08:59	315	375.00	139.79	\$5,066.00
21	Tuesday	1376	13:00-13:59	253	375.00	139.79	\$5,208.00
22	Wednesday	1397	13:00-13:59	244	375.00	139.79	\$5,421.00
23	Thursday	1220	14:00-14:59	249	375.00	139.79	\$4,814.00
24	Friday	1753	15:00-15:59	283	375.00	139.79	\$12,022.00
25	Saturday	2354	16:00-16:59	338	375.00	139.79	\$14,156.00
26	Sunday	1954	12:00-12:59	328	375.00	139.79	\$9,262.00
27	Monday	1118	15:00-15:59	201	375.00	139.79	\$3,913.00
28	Tuesday	872	13:00-13:59	151	375.00	139.79	\$3,651.00
29	Wednesday	942	15:00-15:59	177	375.00	139.79	\$4,271.00
30	Thursday	1086	16:00-16:59	195	375.00	139.79	\$4,130.00
31	Friday	1629	14:00-14:59	235	375.00	139.79	\$10,360.00
TOTAL		47,854			\$11,625.00	\$4,193.70	\$238,442.00

TOTAL GROSS REVENUE	\$11,625.00	\$4,193.70	\$238,442.00
SALES TAX	\$0.00	\$274.35	\$14,975.64
TOTAL NET REVENUE	\$11,625.00	\$3,919.35	\$223,466.36

Monthly Budgeted Revenue Needed to Break Even - FY 04/05 (Includes Debt Service)			
Less Current Month Net Revenue			\$239,010.71
Over/(Short)			\$239,010.71
Monthly Space Rental			
Goldman Properties - 155	\$11,625.00	No tax included	
Other - 54	\$4,333.50	Tax included	

**CITY OF MIAMI BEACH
PARKING DEPARTMENT
PROFIT & LOSS STATEMENT
17th Street Lots - 5A - East and West
March 2006**

LOCATION	ACCOUNTING CODE	2005 March	2006 March	Increase/ (Decrease)	Percent of Increase/ (Decrease)	Revenue/ Expense Per Space
17th Street Lots - 5A East & West						
Revenue						
Revenue-Ticket	480-8000-344515	164,732.73	190,657.31	25,924.58		
Revenue-Monthly Permits	480-8000-344596	16,740.00	18,600.00	1,860.00		
	17th Street Lots - 5A REVENUE (Sales Tax Excluded)	181,472.73	209,257.31	27,784.58	15.31%	\$413.55
Expenses						
Security Personnel		880.37	861.84	(18.53) (1).		
Attendant/Cashier Labor		32,853.50	34,924.22	2,070.72 (2).		
Revenue Control Equipment Maintenance		1,666.67	1,891.66	224.99 (3).		
Landscape Maintenance		502.67	502.67	0.00		
FP&L		391.48	391.48	0.00		
	17th St. Lots - 5A EXPENSES	36,294.69	38,571.87	2,277.18	6.27%	\$76.23
	17th St. Lots - 5A PROFIT/(LOSS)	145,178.04	170,685.44	25,507.40	17.57%	\$337.32
Number of Spaces						506

Notes:

(1). March 2005 Security Personnel figure consists of only 71.75 total labor hours. While, March 2006 Security Personnel figure consists of only 72.00 total labor hours.

(2). March 2005 Attendant/Cashier Labor figure consists of 2,276.75 labor hours. While, March 2006 Attendant/Cashier Labor figure consists of 2,420.25 labor hours. The increase is due to new "Living Wage" requirements.

**City of Miami Beach
Parking Department
5A Surface Lots East and West**

March-06

Date	Day	East Total Vehicle Entries	East Daily Ticket Revenue	West Total Vehicle Entries	West Daily Ticket Revenue	Total Daily Ticket Revenue
1	Wednesday	798	\$1,761.42	748	\$1,936.26	\$3,697.68
2	Thursday	750	\$3,018.73	837	\$2,535.14	\$5,553.87
3	Friday	971	\$3,851.81	1127	\$3,547.29	\$7,399.10
4	Saturday	1002	\$4,480.11	1179	\$4,557.76	\$9,037.87
5	Sunday	839	\$2,735.36	883	\$2,599.63	\$5,334.99
6	Monday	924	\$1,833.79	856	\$2,047.10	\$3,880.89
7	Tuesday	784	\$1,853.50	788	\$2,315.51	\$4,169.01
8	Wednesday	798	\$2,612.64	748	\$2,284.86	\$4,897.50
9	Thursday	820	\$2,837.76	827	\$2,668.22	\$5,505.98
10	Friday	869	\$4,005.20	914	\$3,852.71	\$7,857.91
11	Saturday	1047	\$4,526.80	1052	\$4,265.61	\$8,792.51
12	Sunday	839	\$2,679.85	883	\$2,735.14	\$5,414.99
13	Monday	750	\$1,744.86	754	\$1,866.36	\$3,611.22
14	Tuesday	784	\$1,892.67	788	\$2,169.53	\$4,062.20
15	Wednesday	817	\$2,230.28	825	\$2,634.58	\$4,864.86
16	Thursday	750	\$2,626.47	837	\$2,772.71	\$8,025.65
17	Friday	971	\$4,036.71	1127	\$4,367.48	\$8,404.19
18	Saturday	7,092	\$5,335.70	835	\$4,350.47	\$15,021.87
19	Sunday	1041	\$4,120.22	810	\$3,017.38	\$7,137.60
20	Monday	808	\$2,126.17	812	\$2,014.02	\$4,140.19
21	Tuesday	872	\$2,024.49	898	\$2,282.24	\$4,306.73
22	Wednesday	661	\$2,222.73	901	\$2,677.38	\$4,900.11
23	Thursday	333	\$3,241.98	911	\$2,944.67	\$6,186.65
24	Friday	1493	\$4,172.45	1168	\$4,836.26	\$9,008.71
25	Saturday	1002	\$4,250.80	1179	\$4,345.23	\$8,596.03
26	Sunday	1077	\$3,081.53	840	\$2,214.58	\$5,296.11
27	Monday	924	\$2,094.92	856	\$2,054.58	\$4,149.50
28	Tuesday	864	\$2,051.03	864	\$2,232.71	\$4,283.74
29	Wednesday	796	\$1,895.14	871	\$2,090.65	\$3,985.79
30	Thursday	793	\$2,447.66	795	\$2,600.00	\$5,047.66
31	Friday	922	\$3,923.96	1060	\$4,162.24	\$8,086.20
		33,191	91,716.74	27,973	\$90,978.30	\$190,657.31
MONTHLY PERMIT REVENUE						\$18,600.00
TOTAL NET REVENUE						\$209,257.31

Excel (Fdrive/Ping/\$Pers/P&L/2003/January/5alotsrev.xls)OL/LN

**CITY OF MIAMI BEACH
PARKING DEPARTMENT
PROFIT & LOSS STATEMENT
12th Street Garage - 2A
March 2006**

LOCATION	ACCOUNTING CODE	2005 March	2006 March	Increase/ (Decrease)	Percent of Increase/ (Decrease)	Revenue/ Expense Per Space
12th Street Garage - 2A						
Revenue						
Revenue-Ticket	480-8000-344504	41,540.19	27,551.41	(13,988.78)		
Revenue-Monthly Permits	480-8000-344593	<u>3,840.00</u>	<u>3,720.00</u>	<u>(120.00)</u>		
	12th Street - 2A REVENUE (Sales Tax Excluded)	45,380.19	31,271.41	(14,108.78)	-31.09%	\$233.37
Expenses						
Security Personnel		7,509.24	5,497.22	(2,012.02) (1).		
Attendant/Cashier Labor		10,122.65	5,894.65	(4,228.00) (2).		
FP&L		108.54	108.54	0.00		
Elevator Maintenance		125.00	125.00	0.00		
Garage Cleaning/Maintenance		<u>1,521.00</u>	<u>1,521.00</u>	<u>0.00</u>		
	12th Street - 2A EXPENSES	19,386.43	13,146.41	(6,240.02)	-32.19%	\$98.11
	12th Street - 2A PROFIT/(LOSS)	25,993.76	18,125.00	(7,868.76)	-30.27%	\$135.26
Number of Spaces						134

Notes:

The 12th Street Garage achieves 16% of its revenue from permits, the balance is from transients arriving for court appearances, local workers, beachgoers, and nightclub patrons.

(1). March 2005 Security Personnel figure consists of 612.00 total labor hours. While, March 2006 Security Personnel figure consists of 459.25 total labor hours.

(2). March 2005 Attendant/Cashier Labor figure consists of 701.50 labor hours. While, March 2006 Attendant/Cashier Labor figure consists of 408.50 labor hours. This decrease is due to the garage being closed for renovation in the beginning of March.

City of Miami Beach
Parking Department
12th Street Garage - 2A Garage

March-06

Date	Day	CMB	ARMOR	P.O	EMPLOYEE	COURT	BEST	HAND.	OTHERS	DAILY TICKETS	TOTAL ENTRIES	Daily Ticket Revenue
1	Wednesday	0	0	0	0	0	0	0	0	0	0	\$0.00
2	Thursday	0	0	0	0	0	0	0	0	0	0	\$0.00
3	Friday	0	0	0	0	0	0	0	0	0	0	\$0.00
4	Saturday	0	0	0	0	0	0	0	0	0	0	\$0.00
5	Sunday	0	0	0	0	0	0	0	0	0	0	\$0.00
6	Monday	0	0	0	0	0	0	0	0	0	0	\$0.00
7	Tuesday	0	0	0	0	0	0	0	0	0	0	\$0.00
8	Wednesday	0	0	0	0	0	0	0	0	0	0	\$0.00
9	Thursday	0	0	0	0	0	0	0	0	0	0	\$0.00
10	Friday	0	0	0	0	0	0	0	0	0	0	\$0.00
11	Saturday	0	0	1	1	0	0	2	0	334	338	\$2,497.20
12	Sunday	0	0	0	2	0	0	4	0	220	227	\$1,626.17
13	Monday	1	1	0	3	0	0	0	7	165	177	\$773.83
14	Tuesday	0	0	0	4	0	0	3	9	216	232	\$1,035.51
15	Wednesday	0	0	0	2	4	0	3	0	228	237	\$1,091.59
16	Thursday	0	2	0	6	3	0	5	14	229	259	\$1,170.09
17	Friday	0	2	1	4	3	0	5	1	303	319	\$1,874.77
18	Saturday	0	1	1	2	0	0	4	0	282	290	\$2,138.32
19	Sunday	0	1	0	7	0	0	4	1	203	216	\$1,536.45
20	Monday	3	1	0	5	2	0	1	0	130	142	\$661.68
21	Tuesday	1	0	1	5	0	0	1	1	211	220	\$985.05
22	Wednesday	4	0	2	0	3	0	3	0	236	248	\$1,072.90
23	Thursday	1	2	1	7	3	0	6	5	231	256	\$1,171.96
24	Friday	1	2	2	3	3	0	9	2	271	293	\$1,796.26
25	Saturday	0	0	0	1	0	1	2	0	246	250	\$1,981.31
26	Sunday	0	0	0	5	0	0	3	0	224	232	\$1,740.19
27	Monday	4	1	0	4	0	0	5	0	174	188	\$833.64
28	Tuesday	2	0	0	3	2	0	2	0	142	151	\$732.71
29	Wednesday	4	1	0	3	5	0	2	0	174	189	\$786.92
30	Thursday	0	2	0	9	1	0	1	4	156	173	\$753.27
31	Friday	1	3	0	1	3	0	5	4	206	223	\$1,291.59
	TOTAL	22	19	9	77	32	1	70	48	4581	4860	27551.41
MONTHLY PERMIT REVENUE												\$3,720.00
TOTAL NET REVENUE												\$31,271.41

Excel (Fdrive/Ping/\$Pers/P&L/2003/January/12thstrev.xls)OL/LN

**CITY OF MIAMI BEACH
PARKING DEPARTMENT
PROFIT & LOSS STATEMENT
13th Street Garage - 17A
March 2006**

LOCATION	ACCOUNTING CODE	2005 March	2006 March	Increase/ (Decrease)	Percent of Increase/ (Decrease)	Revenue/ Expense Per Space
13th Street Garage - 17A						
Revenue						
Revenue-Ticket	480-8000-344566	71,978.42	67,990.51	(3,987.91)		
Revenue-Monthly Permits	480-8000-344527	<u>8,460.00</u>	<u>9,780.00</u>	<u>1,320.00</u>		
	13th Street - 17A REVENUE (Sales Tax Excluded)	80,438.42	77,770.51	(2,667.91)	-3.32%	\$271.92
Expenses						
Security Personnel		9,886.55	8,977.51	(909.04) (1).		
Attendant/Cashier Labor		16,504.59	11,090.22	(5,414.37) (2).		
Landscape Maintenance		216.67	216.67	0.00		
FP&L		1,627.45	1,981.10	353.65 (3).		
Revenue Control Equipment Maintenance		750.00	2,096.01	1,346.01 (4).		
Elevator Maintenance		170.00	170.00	0.00		
Armed Guard Revenue Pickup		420.00	433.00	13.00 (5).		
Garage Cleaning/Maintenance		<u>1,521.00</u>	<u>1,521.00</u>	<u>0.00</u>		
	13th Street - 17A EXPENSES	31,096.26	26,485.51	(4,610.75)	-14.83%	\$92.61
	13th Street - 17A PROFIT/(LOSS)	49,342.16	51,285.00	1,942.84	3.94%	\$179.32
Number of Spaces						286

Notes:

The 13th Street Garage achieves 15% of its revenue from permits, the balance is transient revenue. The generators are residents, local workers, construction workers, visitors to SOBE, beachgoers, and restaurant patrons.

(1). March 2005 Security Personnel figure consists of 805.75 total labor hours. While, March 2006 Security Personnel figure consists of only 779.25 total labor hours.

(2). March 2005 Attendant/Cashier Labor figure consists of 1,086.00 labor hours . While, March 2006 Attendant/Cashier Labor figure consists of 710.00 labor hours. This decrease is due to the new automated pay on foot machine.

(3). March 2005 FP&L energy usage charge was \$1,627.45. While, March 2006 FP&L energy usage charge was \$1,981.10. Although average daily energy usage decreased by 9 KWH (from 687KWH to 678KWH) there is an increase due to change in FP&L rates.

(4). March 2006 Revenue Control Equipment Maintenance charge of \$2,096.01 reflects the regular monthly service charge of \$1,981.10 plus one additional service of \$204.35 for PC Anywhere Software Upgrade.

(5). March 2006 Armed Guard Revenue Pickup charge of \$433.00 reflects the new monthly service charge from Brinks.

City of Miami Beach
Parking Department
13th Street Garage - 17A

March 3/1/2006

Date	Day	(Art Deco) Residential Decals	Monthly Permits	Handicap	CW Decals	Standard Attendants	Armor Security	Best Maint.	Daily Tickets	Total Entries	Daily Ticket Revenue		
											Attendant	POF (Pay on Foot)	TOTAL
1	Wednesday	21	3	2	0	3	1	0	415	445	\$539.25	\$1,149.43	\$1,688.68
2	Thursday	22	4	4	0	3	1	0	424	458	\$604.67	\$2,633.64	\$3,238.31
3	Friday	16	2	7	1	2	3	0	386	417	\$739.25	\$1,715.89	\$2,455.14
4	Saturday	15	0	7	1	2	3	0	355	383	\$601.87	\$1,956.07	\$2,557.94
5	Sunday	24	2	2	0	2	2	0	423	455	\$1,644.86	\$1,644.86	\$3,289.72
6	Monday	21	2	2	0	2	2	0	447	476	\$657.01	\$1,375.70	\$2,032.71
7	Tuesday	19	7	4	0	1	1	0	330	362	\$611.21	\$0.00	\$611.21
8	Wednesday	15	6	3	0	3	2	0	300	329	\$745.79	\$0.00	\$745.79
9	Thursday	22	4	2	0	2	2	0	281	313	\$631.78	\$0.00	\$631.78
10	Friday	15	1	8	1	3	1	0	393	422	\$601.87	\$3,121.50	\$3,723.37
11	Saturday	17	4	6	1	5	3	0	383	419	\$849.53	\$2,442.99	\$3,292.52
12	Sunday	20	2	2	0	3	2	0	386	415	\$848.60	\$1,710.28	\$2,558.88
13	Monday	22	4	2	0	4	2	0	381	415	\$503.74	\$1,170.09	\$1,673.83
14	Tuesday	17	2	2	0	3	1	0	390	415	\$566.36	\$2,095.33	\$2,661.69
15	Wednesday	16	0	5	0	5	1	0	423	450	\$423.36	\$1,714.95	\$2,138.31
16	Thursday	22	1	1	0	6	1	0	397	428	\$488.79	\$1,539.25	\$2,028.04
17	Friday	20	1	5	0	4	1	0	422	453	\$516.82	\$1,493.46	\$2,010.28
18	Saturday	15	0	6	0	3	3	0	508	535	\$514.95	\$2,753.27	\$3,268.22
19	Sunday	17	0	0	0	4	2	0	577	600	\$842.06	\$1,402.80	\$2,244.86
20	Monday	18	0	1	0	4	2	0	494	519	\$836.45	\$0.00	\$836.45
21	Tuesday	16	0	2	1	3	1	0	486	509	\$549.53	\$1,483.18	\$2,032.71
22	Wednesday	19	1	1	2	2	1	0	351	377	\$472.90	\$1,449.53	\$1,922.43
23	Thursday	18	1	3	2	7	1	0	458	490	\$804.67	\$2,506.54	\$3,311.21
24	Friday	12	0	3	0	4	1	1	492	513	\$734.58	\$1,406.54	\$2,141.12
25	Saturday	15	0	2	0	5	5	1	468	496	\$792.52	\$1,505.61	\$2,298.13
26	Sunday	22	0	0	0	6	2	0	529	559	\$1,279.44	\$2,325.23	\$3,604.67
27	Monday	25	0	2	0	2	1	0	500	530	\$957.01	\$0.00	\$957.01
28	Tuesday	16	0	4	0	3	1	0	488	512	\$747.66	\$1,918.69	\$2,666.35
29	Wednesday	16	0	1	0	5	1	0	443	466	1000	\$0.00	\$1,000.00
30	Thursday	17	1	1	0	4	1	0	484	508	684.11	\$1,411.21	\$2,095.32
31	Friday	14	0	2	0	4	1	0	418	439	646.73	\$1,627.10	\$2,273.83
TOTAL		564	48	92	9	109	52	2	13232	14108	\$22,437.37	\$45,553.14	\$67,990.51
MONTHLY PERMIT REVENUE													\$9,780.00
TOTAL NET REVENUE													\$77,770.51

Excel (Fdrive/Ping/\$Pers/P&L/2003/January/13thstrev.xls)OL/LN

**CITY OF MIAMI BEACH
PARKING DEPARTMENT
PROFIT & LOSS STATEMENT
16th Street - Anchor Garage
March 2006**

LOCATION	ACCOUNTING CODE	2005 March	2006 March	Increase/ (Decrease)	Percent of Increase/ (Decrease)	Revenue/ Expense Per Space
16th Street - Anchor Garage						
Revenue						
Revenue-Ticket	463-8000-344911	184,856.92	209,570.60	24,713.68		
Revenue -Valet-Loew's	463-8000-344587	12,864.49	17,263.10	4,398.61		
Revenue-Valet-Royal Palm	463-8000-344587	1,504.67	18.70	(1,485.97)		
Revenue-Monthly Permits	463-8000-344903	30,200.00	36,700.00	6,500.00		
	16th St. - Anchor Garage REVENUE (Sales Tax Excluded)	229,426.08	263,552.40	34,126.32	14.87%	\$328.21
Expenses						
Security Personnel		12,530.75	7,633.87	(4,896.88)	(1).	
Attendant/Cashier Labor		22,606.20	23,193.23	587.03	(2).	
FP&L		3,239.29	4,654.90	1,415.61	(3).	
Revenue Control Equipment Maintenance		775.00	1,602.35	827.35	(4).	
Armed Guard Revenue Pickup		420.00	433.00	13.00	(5).	
Elevator Maintenance		1,097.97	1,180.64	82.67	(6).	
Landscape Maintenance		152.00	152.00	0.00		
Garage Cleaning/Maintenance		9,242.00	9,242.00	0.00		
Sanitation (Waste Removal)		179.01	179.01	0.00		
Fire Alarm Service		250.00	250.00	0.00		
	16th St. - Anchor Garage EXPENSES	50,492.22	48,521.00	(1,971.22)	-3.90%	\$60.42
	16th St. Garage PROFIT/(LOSS)	178,933.86	215,031.40	36,097.54	20.17%	\$267.79
Number of Spaces						803

Notes:

Garage contract awarded effective June 9, 2003.

(1) March 2005 Security Personnel figure consists of 1,507.75 total labor hours. While, March 2006 Security Personnel figure consists of 637.75 total labor hours.

(2). March 2005 Attendant/Cashier Labor figure consists of 1,507.75 labor hours. While, March 2006 Attendant/Cashier Labor figure consists of 1,551.75 labor hours. The increase is due to new "Living Wage" requirements.

(3). March 2005 FP&L energy usage charge was \$3,239.29. While, March 2006 FP&L energy usage charge was \$4,654.90. The increase is due to an increase in average daily energy usage of 132 KWH (from 1473KWH to 1605KWH), and an increase in FP&L rates.

(4). March 2005 Revenue Control Equipment Maintenance charge reflects the regular monthly service charge of \$775.00. While March 2006 Revenue Control Equipment Maintenance charge of \$1,602.35 reflects the regular monthly charge of \$775.00 plus two additional services of \$204.35 for PC Anywhere Software Upgrade and \$623.00 for 200 cards for FAPD reader.

(5)- March 2006 Armed Guard Revenue Pickup figure consists of \$433.00. New contract from Brinks.

(6). March 2006 Elevator Maintenance charge reflects the new regular monthly service charge of \$1,180.64.

City of Miami Beach
Parking Department
Daily Revenue Report
16th Street - Anchor Garage

March-06

Date	Day	Total Vehicle Entries	Peak Period	Peak Vehicle Count	Daily Ticket Revenue
1	Wednesday	729	17:00-17:59	127	\$2,746.73
2	Thursday	857	15:00-15:59	89	\$3,714.02
3	Friday	1146	13:00-13:59	146	\$6,203.74
4	Saturday	1282	14:00-14:59	212	\$10,015.89
5	Sunday	1264	00:00-00:59	196	\$7,563.55
6	Monday	904	13:00-13:59	161	\$4,208.41
7	Tuesday	760	16:00-16:59	119	\$3,656.07
8	Wednesday	1042	16:00-16:59	176	\$4,284.11
9	Thursday	1043	15:00-15:59	157	\$5,164.49
10	Friday	1443	14:00-14:59	212	\$9,389.72
11	Saturday	1615	17:00-17:59	220	\$12,109.35
12	Sunday	1181	00:00-00:59	257	\$7,638.32
13	Monday	949	15:00-15:59	175	\$4,723.36
14	Tuesday	1240	14:00-14:59	219	\$6,728.04
15	Wednesday	1197	13:00-13:59	236	\$6,642.99
16	Thursday	1331	13:00-13:59	222	\$7,136.45
17	Friday	1515	14:00-14:59	229	\$9,322.43
18	Saturday	1707	17:00-17:59	275	\$13,406.54
19	Sunday	1541	00:00-00:59	271	\$9,105.61
20	Monday	852	12:00-12:59	148	\$3,966.36
21	Tuesday	1007	14:00-14:59	159	\$5,076.64
22	Wednesday	1177	13:00-13:59	175	\$4,189.72
23	Thursday	1213	14:00-14:59	173	\$6,123.36
24	Friday	1919	14:00-14:59	259	\$13,016.82
25	Saturday	1596	14:00-14:59	221	\$11,394.39
26	Sunday	1522	16:00-16:59	254	\$11,349.53
27	Monday	1090	17:00-17:59	181	\$6,104.57
28	Tuesday	872	17:00-17:59	133	\$4,064.49
29	Wednesday	784	17:00-17:59	125	\$2,798.13
30	Thursday	899	14:00-14:59	133	\$2,902.80
31	Friday	1174	14:00-14:59	154	\$5,636.45
	TOTAL	36,851			\$210,383.08
MONTHLY PERMIT REVENUE					\$36,700.00
VALET REVENUE					\$17,281.00
TOTAL NET REVENUE					\$264,364.08

Note: Garage contract awarded effective June 9, 2003.

F:\ping\\$\ALL\ZITA\P&L Report\March 2006\16thstrev -March. 2006.xls
SJF

4/21/2006

**CITY OF MIAMI BEACH
PARKING DEPARTMENT
PROFIT & LOSS STATEMENT
42nd Street Garage - 8A
March 2006**

LOCATION	ACCOUNTING CODE	2005 March	2006 March	Increase/ (Decrease)	Percent of Increase/ (Decrease)	Revenue/ Expense Per Space
42nd St. Garage - 8A						
Revenue						
Revenue-Ticket	480-8000-344531	3,684.11	3,494.40	(189.71)		
Revenue-Monthly Permits	480-8000-344595	<u>24,720.00</u>	<u>25,440.00</u>	<u>720.00</u>		
	42nd Street Garage- 8A REVENUE (Sales Tax Excluded)	28,404.11	28,934.40	530.29	1.87%	\$46.67
Expenses						
Security Personnel		8,245.44	5,449.34	(2,796.10) (1).		
Attendant/Cashier Labor		4,422.79	4,430.02	7.23 (2).		
FP&L		1,820.02	2,035.71	215.69 (3).		
Revenue Control Equipment Maintenance		0.00	2,096.01	2,096.01 (4).		
Elevator Maintenance		430.00	1,642.40	1,212.40 (5).		
Landscape Maintenance		0.00	0.00	0.00		
Garage Cleaning/Maintenance		<u>3,392.00</u>	<u>3,392.00</u>	<u>0.00</u>		
	42nd St. Garage - 8A EXPENSES	18,310.25	19,045.48	735.23	4.02%	\$30.72
	42nd St. Garage PROFIT/(LOSS)	10,093.86	9,888.92	(204.94)	-2.03%	\$15.95
Number of Spaces						620

Notes:

The primary users of this facility are monthly parkers engaged in local business.

(1). March 2005 Security Personnel figure consists of 672.00 total hours . While, March 2006 Security Personnel figure consists of 455.25 total hours.

(2). March 2005 Attendant/Cashier Labor figure consists of 306.50 labor hours . While, March 2006 Attendant/Cashier Labor figure consists of 307.00 labor hours. The increase is due to new "Living Wage" requirements.

(3). March 2005 FP&L energy usage charge was \$1,820.02. While, March 2006 FP&L energy usage charge was \$2,035.71. Although average daily energy usage decreased by 94 KWH (from 776KWH to 682KWH) there is an increase due to change in FP&L rates.

(4). March 2006 Revenue Control Equipment Maintenance figure consists of \$1,891.66 regular monthly charge plus \$204.35 for PC Anywhere Software.

(5). March 2005 Elevator Maintenance charge of \$430.00 reflects the regular monthly service charge from Kone. While, March 2006 Elevator Maintenance charge of \$1,642.40 reflects the regular monthly charge of \$430.00 plus two additional services. One for \$390.00 for elevator shut down, and another for \$822.40 to reset Fire Service and adjust microscan.

**City of Miami Beach
Parking Department
Daily Revenue Reports
42nd Street Garage - 8A**

March-06

Date	Day	Total Vehicle Entries	Daily Ticket Revenue
1	Wednesday	710	169.16
2	Thursday	679	119.63
3	Friday	615	90.65
4	Saturday	311	-
5	Sunday	309	-
6	Monday	617	132.71
7	Tuesday	638	162.62
8	Wednesday	706	188.79
9	Thursday	769	165.42
10	Friday	734	122.43
11	Saturday	563	-
12	Sunday	477	-
13	Monday	726	161.68
14	Tuesday	779	199.07
15	Wednesday	766	200.00
16	Thursday	814	135.51
17	Friday	673	137.38
18	Saturday	191	-
19	Sunday	160	-
20	Monday	239	175.70
21	Tuesday	222	134.58
22	Wednesday	300	197.20
23	Thursday	252	128.97
24	Friday	268	92.52
25	Saturday	171	-
26	Sunday	155	-
27	Monday	264	107.48
28	Tuesday	242	202.80
29	Wednesday	234	221.50
30	Thursday	252	120.56
31	Friday	257	128.04
	TOTAL	14,093	3,494.40
MONTHLY PERMIT REVENUE			\$25,440.00
TOTAL NET REVENUE			\$28,934.40

**CITY OF MIAMI BEACH
PARKING DEPARTMENT
ELECTRONIC METER REVENUE COMPARISON
March 2006**

LOCATION	ACCOUNTING CODE	2006 March # of Spaces	2005 March	2006 March	Increase/ (Decrease)	Percent of Increase/ (Decrease)
1X - (Washington - 4th & Lincoln) - On Street	480-8000-344501	291	43,072.63	44,205.10	1,132.47	2.63%
1A - (1st Street & Ocean Dr.) - Off Street	480-8000-344502	62	5,745.70	3,294.49		
1A - (1st Street & Ocean Dr.) - Attended	480-8000-344502	0	5,626.18	12,737.02		
Total		62	11,371.88	16,031.51	4,659.63	40.98%
1B - (78 Washington Avenue) - Off Street	480-8000-344617	12	882.17	553.49	(328.68)	-37.26%
2X - (Washington - 5th & Lincoln) - On Street	480-8000-344503	370	49,821.74	43,015.55	(6,806.19)	-13.66%
2B - (6/7 & Meridian) - Off Street	480-8000-344505	25	499.03	690.39	191.36	38.35%
3X - (Collins & Euclid Ave.) On Street	480-8000-344507	68	7,628.26	8,193.53	565.27	7.41%
4X - (Alton 7th St.- Dade Blvd.) - On Street	480-8000-344509	491	90,843.54	113,983.08	23,139.54	25.47%
4B - (Alton & 20th St.-Purdy-Dade Blvd.) - On Street	480-8000-344511	213	18,550.45	13,442.36	(5,108.09)	-27.54%
4C - (West Ave & 17th St.) - Off Street	480-8000-344512	66	13,198.12	8,884.76	(4,313.36)	-32.68%
4D - (West Ave & Lincoln Rd.) - Off Street	480-8000-344513	30	3,366.54	3,418.26	51.72	1.54%
5C - (Convention Ctr. Dr. & 17th Street) - Off Street	480-8000-344517	85	1,424.99	2,193.44		
5C - (Convention Ctr. Dr. & 17th Street) - Attended	480-8000-344517	0	28.04	0.00		
Total		85	1,453.03	2,193.44	740.41	50.96%
5F - (Meridian Ave & 18th Street) - Off Street	480-8000-344519	97	564.89	518.44		
5F - (Meridian Ave & 18th Street) - Attended	480-8000-344519	0	0.00	0.00		
Total		97	564.89	518.44	(46.45)	-8.22%
5H - (19th Street & Meridian Ave) - Off Street	480-8000-344521	27	935.32	744.57	(190.75)	-
5M - (17th & Meridian Ave) - Off Street	480-8000-344506	27	4,252.89	3,200.16		0.00%
5M - (17th & Meridian Ave) - Attended	480-8000-344506	0	0.00	0.00		
			4,252.89	3,200.16	(1,052.73)	-24.75%
6X - (Collins - 20th to 24th St) - On Street	480-8000-344522	236	27,110.58	34,746.06	7,635.48	28.16%
6A - (22nd Street & Park) - Off Street	480-8000-344523	14	768.09	885.34	117.25	15.27%
6B - (Collins Ave & 21st Street) - Off Street	480-8000-344524	190	18,118.97	27,209.91		
6B - (Collins Ave & 21st Street) - Attended	480-8000-344524	0	0.00	0.00		
Total		190	18,118.97	27,209.91	9,090.94	50.17%
7X - (Ocean - Biscayne - 15th St) - On Street	480-8000-344525	442	94,811.66	107,041.31	12,229.65	12.90%
7A - (Collins Ave, 4th to 15th St) - On Street	480-8000-344526	591	130,390.84	155,125.10	24,734.26	18.97%
7C - (Collins Ave & 6th St) - Off Street	480-8000-344528	14	503.99	556.67		
7C - (Collins Ave & 6th St) - Attended	480-8000-344528	0	0.00	0.00		
Total		14	503.99	556.67	52.68	10.45%
8X - (Pinetree-Alton - 40th to 42nd St) - On Street	480-8000-344530	386	24,034.63	19,656.97	(4,377.66)	-18.21%
8A - (42nd Street Garage) - Off Street Meters	480-8000-344531	11	196.11	270.76	74.65	38.07%
8B - (42nd Street & Royal Palm) - Off Street	480-8000-344532	173	5,567.37	3,497.57		
8B - (42nd Street & Royal Palm) - Attended	480-8000-344532	0	0.00	0.00		
Total		173	5,567.37	3,497.57	(2,069.80)	-37.18%
8C - (40/41 Street & Chase) - Off Street	480-8000-344533	88	1,835.82	2,658.83	823.01	44.83%
8D - (47th Street & Pinetree) - Off Street	480-8000-344534	16	139.15	156.32	17.17	12.34%
8E - (41st Street & Alton) - Off Street	480-8000-344535	40	2,696.69	1,736.42	(960.27)	-35.61%
8F - (41st Street & Jefferson) - Off Street	480-8000-344536	30	543.59	432.60	(110.99)	-20.42%
9X - (Collins - 64th to 79th St) - On Street	480-8000-344537	527	41,461.68	36,948.72	(4,512.96)	-10.88%
9A - (Harding & 71st St) - Off Street	480-8000-344538	48	1,606.15	1,486.96	(119.19)	-7.42%
9B - (72nd St. & Collins) - Off Street	480-8000-344539	0	8,659.09	8,541.77		
9B - (72nd St. & Collins) - Attended	480-8000-344539	0	0.00	0.00		
Total		0	8,659.09	8,541.77	(117.32)	-1.35%
9C (Carlyle & 71st St) - Off Street	480-8000-344540	14	418.77	82.15	(336.62)	-80.38%

**CITY OF MIAMI BEACH
PARKING DEPARTMENT
ELECTRONIC METER REVENUE COMPARISON
March 2006**

LOCATION	ACCOUNTING CODE	2006 March # of Spaces	2005 March	2006 March	Increase/ (Decrease)	Percent of Increase/ (Decrease)
9D - (Collins & 76th St) - Off Street	480-8000-344541	33	1,631.33	1,742.87	111.54	6.84%
9E - (71st St. & Harding) - Off Street	480-8000-344542	31	303.84	502.50	198.66	65.38%
9F - (75th & Collins) - Off Street	480-8000-344543	106	2,987.81	4,962.46	1,974.65	66.09%
10A - (Lincoln Lane & Lenox) - Off Street	480-8000-344544	70	21,569.63	23,402.26	1,832.63	8.50%
10B - (Lincoln Lane & Michigan) - Lease	480-8000-344545	0	14,583.33	14,583.33		
10B - (Lincoln Lane & Michigan) - Attended	480-8000-344545	0	0.00	0.00		
Total		0	14,583.33	14,583.33	0.00	0.00%
10C - (Lincoln Lane & Meridian) - Off Street	480-8000-344546	141	39,959.56	43,420.25	3,460.69	8.66%
10D - (Lincoln Lane & Jefferson - W) - Off Street	480-8000-344547	62	16,217.97	11,919.18	(4,298.79)	-26.51%
10E - (Lincoln Lane & Jefferson - E) - Off Street	480-8000-344548	19	5,608.57	10,513.79	4,905.22	87.46%
10F - (Lincoln Lane & Euclid) - Off Street	480-8000-344549	36	6,264.43	9,838.63	3,574.20	57.06%
10G - (Lincoln Lane & Michigan) - Off Street	480-8000-344550	21	2,958.85	5,426.93	2,468.08	83.41%
11X - (Collins & 11th Street) - Off Street	480-8000-344551	0	0.00	0.00		
11X - (Collins & 11th Street) - Attended	480-8000-344551	0	0.00	0.00		
Total		0	0.00	0.00	0.00	-
12X - (Washington & 9th Street) - Off Street	480-8000-344552	23	5,350.56	3,944.74		
12X - (Washington & 9th Street) - Attended	480-8000-344552	0	0.00	0.00		
Total		23	5,350.56	3,944.74	(1,405.82)	-26.27%
13X - (Washington & 10th Street) - Off Street	480-8000-344553	33	5,886.33	6,539.02		
13X - (Washington & 10th Street) - Attended	480-8000-344553	0	0.00	0.00		
Total		33	5,886.33	6,539.02	652.69	11.09%
15X - (16th to 18th East of Collins) - On Street	480-8000-344556	43	17,051.32	18,498.65	1,447.33	8.49%
15A - (Washington, 17th to 20th) - On Street	480-8000-344557	91	14,525.28	11,204.26	(3,321.02)	-22.86%
15B - (Convention Center Drive) - On Street	480-8000-344558	46	2,276.78	3,499.73	1,222.95	53.71%
16X - (25th to 32nd, E of Collins) - On Street	480-8000-344559	78	7,755.15	6,560.90	(1,194.25)	-15.40%
16A - (35th to 43rd, E of Collins) - On Street	480-8000-344560	117	8,388.95	5,204.57	(3,184.38)	-37.96%
16B - (Indian Crk Dr, 27th to 32nd) - On Street	480-8000-344561	219	5,192.04	4,556.74	(635.30)	-12.24%
16C - (Indian Crk - 33rd to 43rd) - On Street	480-8000-344562	230	12,138.07	10,885.85	(1,252.22)	-10.32%
16D - (Collins Ave & 34th St) - Off Street	480-8000-344563	64	2,645.16	3,116.57		
16D - (Collins Ave & 34th St) - Attended	480-8000-344563	0	0.00	0.00		
Total		64	2,645.16	3,116.57	471.41	17.82%
16E - (Collins Ave & 35th St) - Off Street	480-8000-344564	72	3,510.70	4,777.80		
16E - (Collins Ave & 35th St) - Attended	480-8000-344564	0	0.00	0.00		
Total		72	3,510.70	4,777.80	1,267.10	36.09%
17X - (Collins & 13th Street) - Off Street	480-8000-344565	54	8,795.50	8,896.92		
17X - (Collins & 13th Street) - Attended	480-8000-344565	0	10,699.07	10,990.66		
Total		54	19,494.57	19,887.58	393.01	2.02%
18X - (Indian Crk & 65th St) - Off Street	480-8000-344567	53	0.44	104.55	104.11	23661.36%
18A - (Collins & 64th St) - Off Street	480-8000-344568	67	7,717.51	3,299.07		
18A - (Collins & 64th St) - Attended	480-8000-344568	0	0.00	0.00		
Total		67	7,717.51	3,299.07	(4,418.44)	-57.25%
19X - (Collins & 46th Street) - Off Street	480-8000-344569	449	20,133.43	34,245.39		
19X - (Collins & 46th Street) - Attended	480-8000-344569	0	12,663.55	0.00		
Total		449	32,796.98	34,245.39	1,448.41	4.42%
19A - (Collins & 46th Street) - On Street	480-8000-344570	19	980.51	888.45	(92.06)	-9.39%

**CITY OF MIAMI BEACH
PARKING DEPARTMENT
ELECTRONIC METER REVENUE COMPARISON
March 2006**

LOCATION	ACCOUNTING CODE	2006 March # of Spaces	2005 March	2006 March	Increase/ (Decrease)	Percent of Increase/ (Decrease)
19B - (Collins & 53rd Street) - Off Street	480-8000-344571	158	5,523.99	4,513.10		
19B - (Collins & 53rd Street) - Attended	480-8000-344571	0	0.00	0.00		
Total		158	5,523.99	4,513.10	(1,010.89)	-18.30%
20X - (Collins Ave & 27th St) - Off Street	480-8000-344572	121	2,714.71	3,160.02		
20X - (Collins Ave & 27th St) - Attended	480-8000-344572	0	0.00	0.00		
Total		121	2,714.71	3,160.02	445.31	16.40%
22X - (Carlyle & 72nd St) - Off Street	480-8000-344574	45	17.66	512.54	494.88	-
23X - (83rd & Abbott) - Off Street	480-8000-344575	25	41.06	16.07	(24.99)	-60.86%
24X - (Normandy Isle & Bay Dr) - On Street	480-8000-344576	102	4,580.07	4,063.15	(516.92)	-11.29%
24A - (Normandy Isle & Bay Dr) - Off Street	480-8000-344577	26	555.66	640.67	85.01	15.30%
24B - (Normandy Isle & Vendome) - Off Street	480-8000-344578	22	0.00	0.00	0.00	#DIV/0!
24C - (Normandy Isle & Bay Rd S/S) - Off Street	480-8000-344579	33	658.47	861.63	203.16	30.85%
25X - (Bonita Drive & 71st St) - Off Street	480-8000-344580	15	607.57	488.22	(119.35)	-19.64%
26X - (Collins, 79th to 87th Terr) - On Street	480-8000-344581	283	3,422.37	4,724.21	1,301.84	38.04%
26Z - (Collins & 87th Street) - Off Street	480-8000-344616	15	136.66	178.02	41.36	-
10X - (Lincoln Lane & Lenox) - Off Street	480-8000-344582	99	28,482.44	29,135.17		
10X - (Lincoln Lane & Lenox) - Attended	480-8000-344582	0	0.00	0.00		
Total		99	28,482.44	29,135.17	652.73	2.29%
26A - (Collins & 80th Street) - Off Street	480-8000-344584	62	185.99	958.25		
26A - (Collins & 80th Street) - Attended	480-8000-344584	0	0.00	0.00		
		62	185.99	958.25	772.26	415.22%
26B - (Collins & 84th Street) - Off Street	480-8000-344585	62	339.07	923.12	584.05	172.25%
4E (Purdy & 18th Street) - Off Street	480-8000-344586	39	4,664.00	3,806.02		
4E (Purdy & 18th Street) - Attended	480-8000-344586	0	2,915.89	0.00		
Total		39	7,579.89	3,806.02	(3,773.87)	-49.79%
8G - (40th Street & Royal Palm) - Off Street	480-8000-344592	43	3,297.91	2,888.23	(409.68)	-12.42%
8H - (40th Street & Prairie) - Off Street	480-8000-344594	71	5,203.21	3,828.53	(1,374.68)	-26.42%
26C - (Collins & 79th Street) - Off Street	480-8000-344600	34	91.80	462.05	370.25	403.32%
26D - (Collins & 83rd Street) - Off Street	480-8000-344601	95	52.93	137.38	84.45	159.55%
SLSP00 - (South Point Lot) - Off Street	480-8000-344602	215	4,242.56	5,534.86		
SLSP00 - (South Point Lot) - Attended	480-8000-344602	0	17,113.98	18,266.34		
Total		215	21,356.54	23,801.20	2,444.66	11.45%
4th & Alton Lot - Off Street	480-8000-344604	21	2,721.81	1,578.15	(1,143.66)	-42.02%
4A - 1833 Bay Road - Off Street	480-8000-344608	0	0.00	0.00	0.00	-
7D - 10-11th & Collins (Lease)	480-8000-344529	0	3,500.00	3,500.00	0.00	0.00%
10H - (Lincoln Rd. So. & Lenox) - Off Street	480-8000-344611	0	0.00	0.00	0.00	-
14A - 16th Street & Washington (Lease)	480-8000-344555	0	14,583.33	14,583.33	0.00	0.00%
P50 - (24th Street & Flamingo Drive) - Off Street	480-8000-344619	23	0.00	0.00	0.00	-
P51 - (23rd Street & Liberty Avenue East) - Off Street	480-8000-344620	20	6,394.38	2,285.77		
P51 - (23rd Street & Liberty Avenue East) - Attended	480-8000-344620	0	0.00	0.00		
Total			6,394.38	2,285.77	(4,108.61)	-64.25%
P52 - (23rd Street & Liberty Avenue West) - Off Street	480-8000-344620	35	0.00	1,723.79		
P52 - (23rd Street & Liberty Avenue West) - Attended	480-8000-344620	0	0.00	0.00		
Total			0.00	1,723.79	1,723.79	#DIV/0!
P85 - (71st Street & Byron) - Off Street	480-8000-344618	0	389.99	603.17		
P85 - (71st Street & Byron) - Attended	480-8000-344618	0	900.94	0.00		
Total		0	1,290.93	603.17	(687.76)	-53.28%
TOTAL		8,587	\$976,437.79	\$1,033,005.96	\$56,568.17	5.79%

NOTE: ZONES WITH MULTI-SPACE PAYSTATIONS ARE ITALICIZED.

**CITY OF MIAMI BEACH
PARKING DEPARTMENT
DEBIT CARD REVENUE
March 2006**

VENDOR	# of CARDS	# of CARDS	MACHINE	REFUNDS	TOTAL
	\$25	with 10% Discount \$22.50	SALES \$ Amount	\$ Amount	
BAY SUPERMARKET	0	0			\$0.00
BEACH BANK	0	0			\$0.00
BRIGHAM GARDENS	0	0			\$0.00
CHAMBER OF COMMERCE	0	0			\$0.00
CLEAN MACHINE	0	0			\$0.00
COMPASS MARKET	0	0			\$0.00
D'VINE CYBER LOUNGE	0	0			\$0.00
FINANCE DEPARTMENT	50	40			\$2,150.00
KOSHER WORLD	0	0			\$0.00
LEE ANN DRUGS	0	0			\$0.00
NEWS CAFE	0	0			\$0.00
PARKING DEPT. - Customer Service	138	37			\$4,282.50
PARKING DEPT. - Garages	0	0			\$0.00
PUBLIX SUPERMARKET	0	1,620			\$36,450.00
SHEMTOV'S	0	0			\$0.00
SUNSET CAFÉ	0	0			\$0.00
PARKING MACHINE - Cash	0	0	\$595.00		\$595.00
PARKING MACHINE - Credit Cards	0	0	\$1,395.00		\$1,395.00
WOLFSONIAN	0	0			\$0.00
ZELICK'S TOBACCO	0	0			\$0.00
TOTAL # OF CARDS	188	1,697			1,885
TOTAL \$ AMOUNT	\$4,700.00	\$38,182.50	\$1,990.00	\$0.00	\$44,872.50

**CITY OF MIAMI BEACH
PARKING DEPARTMENT
DEBIT CARD REVENUE-YEAR TO DATE
March 2006**

VENDOR	# of CARDS \$25	# of CARDS with 10% Discount \$22.50	MACHINE SALES \$ Amount	REFUNDS \$ Amount	TOTAL
BAY SUPERMARKET	1	0			\$25.00
BEACH BANK	0	0			\$0.00
BRIGHAM GARDENS	0	0			\$0.00
CHAMBER OF COMMERCE	0	30			\$675.00
CLEAN MACHINE	0	0			\$0.00
COMPASS MARKET	0	0			\$0.00
D'VINE CYBER LOUNGE	0	0			\$0.00
FINANCE DEPARTMENT	279	229			\$12,127.50
KOSHER WORLD	0	0			\$0.00
LEE ANN DRUGS	0	80			\$1,800.00
NEWS CAFE	0	0			\$0.00
PARKING DEPT. - Customer Service	986	813			\$42,942.50
PARKING DEPT. - Garages	0	0			\$0.00
PUBLIX SUPERMARKET	0	9,370			\$210,825.00
SHEMTOV'S	0	0			\$0.00
SUNSET CAFÉ	0	0			\$0.00
PARKING MACHINE - Cash		0	\$7,890.00		\$7,890.00
PARKING MACHINE - Credit Cards		0	\$6,257.50		\$6,257.50
WOLFSONIAN	0	0			\$0.00
ZELICK'S TOBACCO	0	0			\$0.00
TOTAL # OF CARDS	1,266	10,522			11,788
TOTAL \$ AMOUNT	\$31,650.00	\$236,745.00	\$14,147.50	\$0.00	\$282,542.50

CITY OF MIAMI BEACH
PARKING DEPARTMENT
PROFIT & LOSS STATEMENT
17th Street Garage - 2G

LOCATION	ACCOUNTING CODE	2005 October	2005 November	2005 December	2006 January	2006 February	2006 March	2006 April	2006 May	2006 June	2006 July	2006 August	2006 September	FY 2005/2006 TOTAL
17th Street Garage - 2G														
Revenue-Ticket	480-8000-344583	130,214.87	179,247.67	178,198.14	193,803.56	227,747.35								
Revenue - Space Rental	480-8000-344583	7,800.00	7,800.00	7,800.00	7,800.00	7,800.00								
Revenue-Monthly Permits	480-8000-344514	62,700.00	62,340.00	62,880.00	63,240.00	61,680.00								
	17th St. - 2G REVENUE	200,714.87	249,387.67	248,878.14	264,843.56	297,227.35	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	(Sales Tax Excluded)													
Expenses														
Security Personnel		14,788.93	15,222.85	18,906.79	15,602.90	15,154.02								
Attendant/Cashier Labor		44,711.75	69,908.72	58,162.61	75,593.30	80,111.74								
FP&L		6,460.59	7,194.47	7,169.17	8,179.60	8,572.18								
Revenue Control Equipment Maintenance		3,736.81	1,891.66	5,348.85	4,663.13	1,891.66								
Armed Guard Revenue Pickup		433.00	433.00	433.00	433.00	433.00								
Elevator Maintenance		425.00	425.00	425.00	425.00	425.00								
Landscape and Lot Maintenance		108.33	108.33	108.33	108.33	108.33								
Garage Cleaning/Maintenance		10,820.00	10,820.00	10,820.00	10,820.00	10,820.00								
	17th St. - 2G EXPENSES	81,484.41	106,004.03	101,373.55	115,825.26	117,515.93	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	17th St. PROFIT/(LOSS)	119,230.46	143,383.64	147,504.59	149,018.30	179,711.42	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

LOCATION	ACCOUNTING CODE	2004 October	2004 November	2004 December	2005 January	2005 February	2005 March	2005 April	2005 May	2005 June	2005 July	2005 August	2005 September	FY 2004/2005 TOTAL
17th Street Garage - 2G														
Revenue-Ticket	480-8000-344583	147,297.18	172,645.81	160,111.23	180,829.02	213,845.81	180,743.49	161,594.57	146,141.13	119,202.78	131,541.92	97,410.29	127,399.08	1,840,732.31
Revenue - Space Rental	480-8000-344583	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	75,600.00
Revenue-Monthly Permits	480-8000-344514	55,980.00	57,120.00	56,460.00	56,180.00	57,720.00	59,040.00	60,780.00	61,920.00	63,000.00	61,020.00	63,180.00	63,420.00	715,800.00
	17th St. - 2G REVENUE	209,577.18	236,065.81	222,871.23	243,289.02	277,865.81	246,083.49	228,644.57	216,361.13	188,502.78	198,861.92	166,890.29	197,119.08	2,632,132.31
	(Sales Tax Excluded)													
Expenses														
Security Personnel		21,092.12	15,849.77	15,852.84	19,941.82	15,941.80	15,727.08	18,236.29	20,387.91	21,022.22	22,012.84	17,156.01	12,134.59	215,355.29
Attendant/Cashier Labor		41,006.44	51,214.30	44,920.57	80,488.29	85,524.18	58,522.20	73,433.44	60,528.58	60,155.94	49,383.58	59,430.67	66,455.65	731,063.84
FP&L		6,473.39	5,949.62	6,369.53	6,892.30	6,892.30	4,850.13	5,921.79	6,011.85	7,618.41	6,379.41	6,220.59	6,273.08	76,052.40
Revenue Control Equipment Maintenance		1,666.67	4,551.67	2,101.67	1,666.67	1,666.67	1,666.67	1,666.67	3,999.99	3,999.99	2,133.33	1,891.66	4,465.11	31,476.77
Armed Guard Revenue Pickup		420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	433.00	433.00	433.00	5,079.00
Elevator Maintenance		483.60	425.00	425.00	425.00	425.00	425.00	425.00	425.00	425.00	833.00	687.06	2,228.92	7,632.58
Landscape and Lot Maintenance		108.33	108.33	108.33	108.33	108.33	108.33	108.33	108.33	108.33	919.33	333.33	108.33	2,335.96
Garage Cleaning/Maintenance		10,820.00	10,820.00	10,820.00	10,820.00	10,820.00	10,820.00	10,820.00	10,820.00	10,820.00	10,820.00	10,820.00	10,820.00	129,840.00
	17th St. - 2G EXPENSES	82,070.55	89,338.69	81,017.94	120,762.41	121,798.28	92,539.41	111,031.52	102,701.66	104,569.89	93,114.49	96,972.32	102,918.68	1,198,835.84
	17th St. PROFIT/(LOSS)	127,506.63	146,727.12	141,853.29	122,526.61	156,067.53	153,544.08	117,613.05	113,659.47	83,932.89	105,747.43	69,917.97	94,200.40	1,433,296.47

CITY OF MIAMI BEACH
PARKING DEPARTMENT
PROFIT & LOSS STATEMENT
17th Street Garage - 2G

LOCATION	ACCOUNTING CODE	2003 October	2003 November	2003 December	2004 January	2004 February	2004 March	2004 April	2004 May	2004 June	2004 July	2004 August	2004 September	FY 2003/2004 TOTAL
17th Street Garage - 2G														
Revenue-Ticket	480-8000-344583	126,299.54	162,005.37	140,671.96	158,906.54	210,057.03	154,691.53	127,139.34	153,750.35	114,394.40	108,808.42	106,967.29	75,012.15	1,638,703.92
Revenue - Space Rental	480-8000-344583	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	75,600.00
Revenue-Monthly Permits	480-8000-344514	53,760.00	56,760.00	54,960.00	54,000.00	53,760.00	57,360.00	57,780.00	57,660.00	57,780.00	58,020.00	57,060.00	57,900.00	676,800.00
	17th St. - 2G REVENUE	186,359.54	225,065.37	201,931.96	219,206.54	270,117.03	218,351.53	191,219.34	217,710.35	178,474.40	173,128.42	170,327.29	139,212.15	2,391,103.92
	(Sales Tax Excluded)													
Expenses														
Security Personnel		15,896.40	16,574.30	16,802.34	15,494.05	17,601.32	16,653.45	15,804.17	19,951.32	15,922.37	16,095.17	19,972.49	14,711.73	201,479.11
Attendant/Cashier Labor		41,511.91	48,342.11	40,772.36	36,234.53	52,732.42	40,835.62	45,314.47	46,946.34	44,991.49	37,865.26	48,178.56	43,040.60	526,765.67
FP&L		6,473.39	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	77,680.68
Revenue Control Equipment Maintenance		1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	28,513.93
Armed Guard Revenue Pickup		420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	5,040.00
Elevator Maintenance		738.00	613.00	613.00	800.50	613.00	613.00	425.00	425.00	30,453.50	425.00	425.00	425.00	36,569.00
Landscape and Lot Maintenance		108.33	108.33	108.33	108.33	108.33	108.33	108.33	108.33	108.33	108.33	108.33	108.33	1,503.96
Garage Cleaning/Maintenance		5,331.08	5,331.08	5,331.08	5,331.08	5,331.08	5,331.08	5,331.08	5,421.08	5,696.08	5,595.08	5,331.08	10,820.00	70,180.88
	17th St. - 2G EXPENSES	72,145.78	79,528.88	72,187.17	86,528.55	84,946.21	72,101.54	75,543.11	81,616.13	105,731.83	69,498.90	89,969.41	77,935.72	947,733.23
	17th St. PROFIT/(LOSS)	114,213.76	145,536.49	129,744.79	152,677.99	185,170.82	146,249.99	115,676.23	136,094.22	72,742.57	103,629.52	80,357.88	61,276.43	1,443,370.69

LOCATION	ACCOUNTING CODE	2002 October	2002 November	2002 December	2003 January	2003 February	2003 March	2003 April	2003 May	2003 June	2003 July	2003 August	2003 September	FY 2002/2003 TOTAL
17th St. Garage - 2G														
Revenue-Ticket	480-8000-344583	105,641.20	159,877.65	136,339.53	153,112.01	199,421.53	147,306.63	99,839.26	135,459.72	92,178.14	102,296.41	106,516.89	91,325.39	1,529,314.36
Revenue - Space Rental	480-8000-344583	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	6,300.00	75,600.00
Revenue-Monthly Permits	480-8000-344514	60,000.00	61,560.00	59,820.00	56,760.00	57,960.00	58,740.00	58,680.00	53,460.00	54,300.00	55,920.00	53,160.00	53,220.00	683,580.00
	17th St. - 2G REVENUE	171,941.20	227,737.65	202,459.53	216,172.01	263,681.53	212,346.63	164,819.26	195,219.72	152,778.14	164,516.41	165,976.89	150,845.39	2,288,494.36
	(Sales Tax Excluded)													
Expenses														
Security Personnel		16,561.95	18,616.47	16,549.18	20,690.62	17,432.22	16,471.66	20,612.78	16,448.34	20,600.10	16,480.25	20,599.69	16,233.62	215,286.88
Attendant/Cashier Labor		33,192.78	56,286.32	36,137.49	39,265.13	48,329.64	37,361.35	32,521.25	34,321.57	59,870.88	35,809.78	34,812.81	42,009.65	489,938.65
FP&L		5,352.35	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	77,680.67
Revenue Control Equipment Maintenance		1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	20,379.04
Armed Guard Revenue Pickup		517.18	517.18	517.18	517.18	517.18	517.18	517.18	517.18	517.18	456.00	525.00	420.00	6,064.62
Elevator Maintenance		613.00	613.00	613.00	613.00	613.00	613.00	613.00	613.00	613.00	613.00	613.00	6,376.75	13,119.75
Landscape and Lot Maintenance		108.33	108.33	108.33	108.33	108.33	108.33	108.33	108.33	108.33	108.33	108.33	108.33	1,295.96
Garage Cleaning/Maintenance		3,292.00	3,292.00	3,292.00	3,292.00	3,292.00	3,292.00	3,292.00	3,292.00	5,578.58	5,331.08	5,331.08	5,331.08	51,985.98
	17th St. - 2G EXPENSES	61,304.26	84,607.48	64,891.44	71,815.09	81,786.37	66,523.56	67,843.68	65,673.56	95,428.13	66,937.50	70,314.97	78,619.49	875,745.55
	17th St. PROFIT/(LOSS)	110,636.94	143,130.17	137,568.09	144,356.92	181,895.16	145,823.05	96,975.58	129,546.16	57,350.01	97,578.91	95,661.92	72,225.90	1,412,748.81

CITY OF MIAMI BEACH
PARKING DEPARTMENT
PROFIT & LOSS STATEMENT
7th Street Garage - 1G

LOCATION	ACCOUNTING CODE	2005 October	2005 November	2005 December	2006 January	2006 February	2006 March	2006 April	2006 May	2006 June	2006 July	2006 August	2006 September	FY 2005/2006 TOTAL
7th Street Garage - 1G														
Revenue-Ticket	142-8000-344404	112,167.52	132,568.21	134,431.01	161,848.57	150,351.00	223,466.36							914,832.66
Revenue-Monthly Permits	142-8000-344404	16,425.00	16,125.00	16,125.00	16,125.00	16,125.00	16,275.00							97,200.00
7th Street Garage - 1G REVENUE		128,592.52	148,693.21	150,556.00	177,973.57	166,476.00	239,741.36	0.00	0.00	0.00	0.00	0.00	0.00	1,012,032.66
(Sales Tax Excluded)														
Expenses														
Security		19,639.79	20,444.76	25,092.86	21,159.97	20,803.87	23,688.63							130,829.88
Attendant/Cashier Labor		20,047.31	23,464.08	23,499.34	30,058.94	23,505.70	24,197.05							144,772.42
Landscaping Maintenance		1,204.67	1,080.87	1,063.67	918.68	918.67	918.67							6,105.03
FP&L		3,233.98	2,604.78	2,893.17	3,423.18	3,376.34	3,101.55							18,638.96
Revenue Control Equipment Maintenance		775.00	775.00	775.00	866.55	1,310.75	979.35							5,501.65
Garage Cleaning/Maintenance		9,242.00	9,242.00	9,242.00	9,242.00	9,242.00	9,242.00							55,452.00
Armed Guard Revenue Pickup		433.00	433.00	433.00	433.00	433.00	433.00							2,598.00
Elevator Maintenance		2,045.17	1,065.17	1,065.17	3,141.17	1,065.17	1,065.17							9,447.02
Surveillance System Maintenance		611.41	611.41	611.41	611.41	611.41	611.41							3,668.46
7th St. Garage - 1G EXPENSES		57,232.33	59,720.87	64,875.62	69,880.88	61,266.91	64,236.83	0.00	0.00	0.00	0.00	0.00	0.00	377,013.44
7th St. - 1G Estimated Debt Service		59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00							714,000.00
7th St. - 1G PROFIT/(LOSS)		11,860.19	29,472.34	26,380.38	48,592.69	45,709.09	116,004.53	-59,500.00	-59,500.00	-59,500.00	-59,500.00	-59,500.00	(59,500.00)	-78,980.78

LOCATION	ACCOUNTING CODE	2004 October	2004 November	2004 December	2005 January	2005 February	2005 March	2005 April	2005 May	2005 June	2005 July	2005 August	2005 September	FY 2004/2005 TOTAL
7th Street Garage - 1G														
Revenue-Ticket	142-8000-344404	155,800.01	128,321.49	126,085.97	152,852.34	147,168.61	217,609.34	189,803.73	167,243.46	130,258.87	194,785.25	160,608.33	135,156.09	1,905,694.49
Revenue-Monthly Permits	142-8000-344404	13,650.00	13,800.00	13,800.00	13,800.00	16,425.00	15,675.00	15,675.00	15,900.00	15,958.50	16,050.00	16,050.00	16,050.00	182,833.50
7th Street Garage - 1G REVENUE		169,450.01	142,121.49	139,885.97	166,652.34	163,593.61	233,284.34	205,478.73	183,143.46	146,217.37	210,835.25	176,659.33	151,206.09	2,088,527.99
(Sales Tax Excluded)														
Expenses														
Security		27,049.21	21,202.56	20,947.96	26,251.69	21,135.07	21,113.61	23,472.50	21,381.41	21,746.50	26,274.22	22,345.01	19,475.19	274,394.93
Attendant/Cashier Labor		17,782.75	17,406.81	17,511.32	27,564.05	23,751.16	24,658.06	29,921.42	24,134.11	23,798.14	23,843.16	28,979.82	28,791.90	288,140.70
Landscaping Maintenance		1,605.67	918.67	2,417.67	1,546.42	1,178.67	918.67	918.67	918.67	918.67	1,036.67	15,587.67	918.67	28,884.79
FP&L		3,087.37	3,067.37	2,452.54	2,705.35	2,328.41	2,688.87	2,739.59	2,732.53	3,216.31	3,053.16	2,873.21	2,879.55	33,804.25
Revenue Control Equipment Maintenance		880.15	700.00	700.00	700.00	700.00	700.00	700.00	3,516.66	3,516.66	1,650.00	775.00	3,453.35	17,971.82
Garage Cleaning/Maintenance		9,242.00	9,242.00	9,242.00	9,242.00	9,242.00	9,242.00	9,242.00	9,242.00	9,242.00	9,242.00	9,242.00	9,242.00	110,904.00
Armed Guard Revenue Pickup		420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	433.00	433.00	433.00	5,079.00
Elevator Maintenance		1,065.17	1,065.17	1,065.17	1,410.17	1,065.17	1,065.17	1,065.17	1,065.17	1,065.17	1,065.17	1,065.17	2,162.97	14,224.84
Surveillance System Maintenance		611.41	611.41	611.41	611.41	950.41	611.41	611.41	611.41	611.41	611.41	611.41	611.41	7,675.92
7th St. Garage - 1G EXPENSES		61,703.73	54,833.99	55,368.07	72,451.09	60,770.89	61,417.79	69,090.76	64,021.96	64,532.86	67,208.78	81,912.29	67,968.04	781,080.25
7th St. - 1G Estimated Debt Service		59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	714,000.00
7th St. - 1G PROFIT/(LOSS)		48,246.28	27,887.50	25,017.90	34,701.25	43,322.72	112,366.55	76,887.97	59,621.50	22,184.47	84,126.47	35,247.04	23,738.05	593,447.74

CITY OF MIAMI BEACH
PARKING DEPARTMENT
PROFIT & LOSS STATEMENT
7th Street Garage - 1G

LOCATION	ACCOUNTING CODE	2003 October	2003 November	2003 December	2004 January	2004 February	2004 March	2004 April	2004 May	2004 June	2004 July	2004 August	2004 September	FY 2003/2004 TOTAL
7th Street Garage - 1G														
Revenue-Ticket	142-8000-344404	139,529.56	139,842.06	130,241.12	167,042.06	164,871.96	219,217.76	189,714.95	173,072.90	138,058.07	172,876.64	157,222.43	82,198.12	1,853,887.83
Revenue-Monthly Permits	142-8000-344404	13,050.00	13,237.50	13,462.50	13,500.00	13,800.00	13,725.00	13,725.00	13,350.00	13,725.00	13,800.00	13,800.00	13,800.00	162,975.00
	7th Street Garage - 1G REVENUE	152,579.56	153,079.56	143,703.62	180,542.06	178,671.96	232,942.76	183,439.95	186,422.90	151,783.07	186,676.64	171,022.43	95,998.12	2,016,862.83
	(Sales Tax Excluded)													
Expenses														
Security		21,049.40	21,816.06	24,181.09	21,727.10	20,960.22	23,119.75	21,349.80	28,211.80	21,233.24	22,052.26	26,852.89	17,055.31	269,608.92
Attendant/Cashier Labor		17,797.52	17,668.48	17,422.60	17,959.47	17,642.05	18,282.80	17,863.50	17,748.27	17,815.82	17,998.44	22,276.54	19,097.97	219,573.46
Landscape Maintenance		3,067.37	3,067.37	3,067.37	3,067.37	3,067.37	3,067.37	3,067.37	3,067.37	3,067.37	3,067.37	3,067.37	3,067.37	40,297.70
FP&L		700.00	700.00	700.00	700.00	700.00	700.00	700.00	700.00	700.00	700.00	700.00	1,200.00	8,900.00
Revenue Control Equipment Maintenance		4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	62,728.50
Garage Cleaning/Maintenance		4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	5,040.00
Armed Guard Revenue Pickup		1,729.00	1,202.00	2,271.50	985.00	1,460.42	985.00	1,202.00	2,817.42	2,592.67	2,380.17	2,380.17	2,050.17	22,015.52
Elevator Maintenance		534.60	534.60	744.60	534.60	534.60	534.60	534.60	534.60	534.60	534.60	534.60	534.60	8,547.76
Surveillance System Maintenance		51,080.56	51,221.51	54,490.83	51,176.21	50,486.86	52,882.19	50,919.94	59,282.13	54,068.95	66,649.01	61,994.24	69,249.09	673,521.32
	7th St. Garage - 1G EXPENSES	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	714,000.00
	7th St. - 1G Estimated Debt Service	41,999.00	42,358.05	29,712.79	69,865.85	68,675.30	120,550.57	73,020.01	67,640.77	38,214.12	60,527.63	49,528.19	(32,750.97)	629,341.31
	7th St. - 1G PROFIT/(LOSS)													

LOCATION	ACCOUNTING CODE	2002 October	2002 November	2002 December	2003 January	2003 February	2003 March	2003 April	2003 May	2003 June	2003 July	2003 August	2003 September	FY 2002/2003 TOTAL
7th Street Garage - 1G														
Revenue-Ticket	142-8000-344404	136,186.19	137,501.35	140,246.61	148,182.44	153,858.76	221,547.82	161,549.46	174,847.57	133,750.47	164,101.85	178,871.59	120,362.30	1,871,006.41
Revenue-Monthly Permits	142-8000-344404	13,125.00	13,125.00	13,125.00	13,125.00	13,125.00	13,050.00	13,050.00	13,050.00	12,975.00	13,050.00	13,200.00	13,200.00	157,200.00
	7th Street Garage - 1G REVENUE	149,311.19	150,626.35	153,371.61	161,307.44	166,983.76	234,597.82	174,599.46	187,897.57	146,725.47	177,151.85	192,071.59	133,562.30	2,028,206.41
	(Sales Tax Excluded)													
Expenses														
Security		21,087.06	20,743.70	20,245.12	26,257.88	21,150.87	21,933.85	26,125.51	22,612.39	25,778.86	21,024.44	27,128.97	21,014.42	275,103.07
Attendant/Cashier Labor		16,755.52	25,273.02	16,806.12	17,276.43	16,664.70	17,694.64	16,755.04	16,893.83	25,407.34	16,835.01	17,385.71	17,618.06	221,365.42
Landscape Maintenance		984.00	984.00	984.00	984.00	984.00	984.00	984.00	1,067.67	918.67	10,438.67	7,363.67	918.67	27,530.02
FP&L		2,667.70	2,747.44	2,709.51	2,462.61	4,749.59	3,067.37	3,067.37	3,067.37	3,067.37	3,067.37	3,067.37	3,067.37	36,808.44
Revenue Control Equipment Maintenance		700.00	700.00	700.00	700.00	700.00	700.00	700.00	700.00	700.00	700.00	700.00	700.00	8,400.00
Garage Cleaning/Maintenance		4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	4,864.00	58,615.50
Armed Guard Revenue Pickup		517.18	517.18	517.18	517.18	517.18	985.00	1,180.88	1,264.84	1,936.44	1,455.00	525.00	420.00	6,054.62
Elevator Maintenance		985.00	985.00	985.00	985.00	985.00	985.00	1,180.88	1,264.84	1,936.44	1,180.88	1,180.88	1,295.00	13,948.92
Surveillance System Maintenance		437.00	437.00	437.00	437.00	437.00	437.00	495.00	495.00	495.00	1,855.00	580.00	2,810.60	9,352.60
	7th St. Garage - 1G EXPENSES	48,997.46	57,251.34	48,247.93	64,484.10	51,052.34	51,183.04	54,623.65	51,482.28	63,932.36	60,420.37	62,795.60	52,708.12	657,178.59
	7th St. - 1G Estimated Debt Service	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	59,500.00	714,000.00
	7th St. - 1G PROFIT/(LOSS)	40,813.73	33,875.01	45,623.68	47,323.34	56,431.42	123,914.78	60,475.81	76,915.29	23,293.11	57,231.48	69,775.99	21,354.18	657,027.82

**CITY OF MIAMI BEACH
PARKING DEPARTMENT
PROFIT & LOSS STATEMENT
17th Street Lots - 5A East and West**

LOCATION	ACCOUNTING CODE	2005 October	2005 November	2005 December	2006 January	2006 February	2006 March	2006 April	2006 May	2006 June	2006 July	2006 August	2006 September	FY 2005/2006 TOTAL
17th Street Lots - 5A East and West														
Revenue-Ticket	480-8000-344515	120,398.09	148,679.68	165,473.30	170,430.45	135,573.96	190,657.31							
Revenue-Valet	480-8000-344515	0.00	0.00	0.00	0.00	0.00	0.00							
Revenue-Monthly Permits	480-8000-344596	18,960.00	18,660.00	18,540.00	18,660.00	18,780.00	18,600.00							
	17th Lots - 5A REVENUE	139,358.09	167,339.68	184,013.30	189,090.45	154,353.96	209,257.31	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Expenses														
Security Personnel		861.84	861.84	1,077.12	861.84	861.84	861.84							
Attendant/Cashier Labor		27,063.49	36,626.94	34,058.41	43,181.78	36,309.50	34,924.22							
Revenue Control Equipment Maintenance		1,891.66	1,891.66	2,367.05	1,891.66	1,891.66	1,891.66							
Landscape and Lot Maintenance		502.67	502.67	502.67	1,727.67	502.67	502.67							
FP&L		391.48	391.48	391.48	391.48	391.48	391.48							
	17th Lots - 5A EXPENSES	30,711.14	40,274.59	38,396.73	48,054.43	39,957.15	38,571.87	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	17th Lots PROFIT/(LOSS)	108,646.95	127,065.09	145,616.57	141,036.02	114,396.81	170,685.44	0.00	0.00	0.00	0.00	0.00	0.00	0.00

432

LOCATION	ACCOUNTING CODE	2004 October	2004 November	2004 December	2005 January	2005 February	2005 March	2005 April	2005 May	2005 June	2005 July	2005 August	2005 September	FY 2004/2005 TOTAL
17th Street Lots - 5A East and West														
Revenue-Ticket	480-8000-344515	147,540.55	134,285.03	144,999.03	157,629.02	132,532.73	164,732.73	157,110.23	156,538.30	135,651.39	154,960.57	137,957.29	132,094.40	1,756,031.27
Revenue-Valet	480-8000-344515	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Revenue-Monthly Permits	480-8000-344596	18,300.00	17,820.00	16,920.00	16,980.00	16,860.00	16,740.00	17,280.00	17,580.00	17,820.00	17,460.00	17,820.00	18,120.00	209,700.00
	17th Lots - 5A REVENUE	165,840.55	152,105.03	161,919.03	174,609.02	149,392.73	181,472.73	174,390.23	174,118.30	153,471.39	172,420.57	155,777.29	150,214.40	1,965,731.27
Expenses														
Security Personnel		1,079.76	975.47	751.54	1,116.57	868.11	880.37	766.87	861.84	861.84	1,077.30	861.84	8,001.95	18,103.46
Attendant/Cashier Labor		20,954.86	23,786.82	21,613.21	39,939.99	34,545.43	32,853.50	40,220.02	31,378.04	31,915.58	27,709.22	35,303.01	39,783.53	380,003.21
Revenue Control Equipment Maintenance		1,868.67	1,866.67	1,866.67	1,866.67	1,866.67	1,866.67	1,866.67	3,999.99	3,999.99	2,133.33	2,611.66	1,891.66	26,303.32
Landscape and Lot Maintenance		502.67	502.67	502.67	502.67	502.67	502.67	502.67	502.67	502.67	502.67	502.67	502.67	6,032.04
FP&L		391.48	391.48	391.48	391.48	391.48	391.48	391.48	391.48	391.48	391.48	391.48	391.48	4,687.76
	17th Lots - 5A EXPENSES	24,595.44	27,323.11	24,925.57	43,617.38	37,974.36	36,294.69	43,547.71	37,134.02	37,671.56	31,814.00	39,670.66	50,571.29	435,139.79
	17th Lots PROFIT/(LOSS)	141,245.11	124,781.92	136,993.46	130,991.64	111,418.37	145,178.04	130,842.52	136,984.28	115,799.83	140,606.57	116,106.63	99,643.11	1,530,591.48

**CITY OF MIAMI BEACH
PARKING DEPARTMENT
PROFIT & LOSS STATEMENT
17th Street Lots - 5A East and West**

LOCATION	ACCOUNTING CODE	2003 October	2003 November	2003 December	2004 January	2004 February	2004 March	2004 April	2004 May	2004 June	2004 July	2004 August	2004 September	FY 2003/2004 TOTAL
17th Street Lots - 5A East and West														
Revenue-Ticket	480-8000-344515	123,301.93	135,390.66	142,474.77	153,204.65	157,831.80	163,559.82	141,769.18	149,018.68	120,878.55	126,481.32	123,772.91	83,556.53	1,621,240.80
Revenue-Valet	480-8000-344515	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Revenue-Monthly Permits	480-8000-344596	16,800.00	18,360.00	15,960.00	16,200.00	15,660.00	15,660.00	16,560.00	16,800.00	17,940.00	17,820.00	17,520.00	17,700.00	202,980.00
17th Lots - 5A REVENUE (Sales Tax Excluded)														
		140,101.93	153,750.66	158,434.77	169,404.65	173,491.80	179,219.82	158,329.18	165,818.68	138,818.55	144,301.32	141,292.91	101,256.53	1,824,220.80
Expenses														
Security Personnel		1,404.71	738.66	880.37	662.58	1,319.03	883.44	953.99	1,128.84	883.44	828.23	1,174.86	539.89	11,398.04
Attendant/Cashier Labor		20,826.85	24,230.94	20,510.75	20,463.71	23,729.34	22,161.85	21,289.27	22,812.35	21,621.06	18,258.77	23,687.56	20,393.19	259,985.64
Revenue Control Equipment Maintenance		1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	3,722.78	1,666.67	22,056.15
Landscape and Lot Maintenance		502.67	502.67	502.67	502.67	502.67	502.67	502.67	502.67	502.67	502.67	502.67	502.67	6,032.04
FP&L		391.48	391.48	391.48	391.48	391.48	391.48	391.48	391.48	391.48	391.48	391.48	391.48	4,697.76
17th Lots - 5A EXPENSES														
		24,792.38	27,530.42	23,951.94	23,687.11	27,609.19	25,606.11	24,804.08	26,502.01	25,065.32	21,647.82	29,479.35	23,493.90	304,169.63
17th Lots PROFIT/(LOSS)														
		115,309.55	126,220.24	134,482.83	145,717.54	145,882.61	153,613.71	133,525.10	139,316.67	113,753.23	122,653.50	111,813.56	77,762.63	1,520,051.17

433

LOCATION	ACCOUNTING CODE	2002 October	2002 November	2002 December	2003 January	2003 February	2003 March	2003 April	2003 May	2003 June	2003 July	2003 August	2003 September	FY 2002/2003 TOTAL
17th Street Lots - 5A East and West														
Revenue-Ticket	480-8000-344515	105,889.88	120,891.93	120,890.56	132,337.75	139,792.51	139,949.44	111,002.09	127,300.47	107,680.68	111,796.59	110,433.27	99,008.57	1,426,973.74
Revenue-Valet	480-8000-344515	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Revenue-Monthly Permits	480-8000-344596	17,820.00	18,120.00	17,700.00	18,360.00	16,500.00	17,700.00	16,560.00	18,840.00	15,720.00	15,900.00	16,560.00	16,980.00	206,760.00
17th Lots - 5A REVENUE (Sales Tax Excluded)														
		123,709.88	139,011.93	138,590.56	150,697.75	156,292.51	157,649.44	127,562.09	146,140.47	123,400.68	127,696.59	126,993.27	115,988.57	1,633,733.74
Expenses														
Security Personnel		1,883.74	1,884.70	1,797.93	2,334.72	1,591.97	1,750.52	2,157.89	1,786.10	2,172.81	1,743.98	1,863.20	1,687.74	22,655.30
Attendant/Cashier Labor		17,939.85	30,340.05	19,183.60	21,628.82	22,409.89	20,603.96	18,238.36	18,745.80	30,790.29	17,290.61	17,265.92	20,813.79	255,250.94
Revenue Control Equipment Maintenance		1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	20,359.04
Landscape and Lot Maintenance		502.67	502.67	502.67	502.67	502.67	502.67	502.67	502.67	502.67	502.67	502.67	502.67	6,032.04
FP&L		386.87	350.40	332.23	322.18	565.72	391.48	391.48	391.48	391.48	391.48	391.48	391.48	4,697.76
17th Lots - 5A EXPENSES														
		22,379.80	34,744.49	23,483.10	28,455.06	26,736.92	24,915.30	22,957.07	23,286.72	35,523.92	21,760.41	21,689.94	25,062.35	308,995.08
17th Lots PROFIT/(LOSS)														
		101,330.08	104,267.44	115,107.46	124,242.69	129,555.59	132,734.14	104,605.02	122,853.75	87,876.76	105,936.18	105,303.33	90,926.22	1,324,738.66

CITY OF MIAMI BEACH
PARKING DEPARTMENT
PROFIT & LOSS STATEMENT
12th Street Garage - 2A

LOCATION	ACCOUNTING CODE	2005 October	2005 November	2005 December	2006 January	2006 February	2006 March	2006 April	2006 May	2006 June	2006 July	2006 August	2006 September	FY 2005/2006 TOTAL
12th Street Garage - 2A														
Revenue-Ticket	480-8000-344504	15,912.14	17,233.65	19,846.71	27,985.05	0.00	27,551.41							108,528.96
Revenue-Monthly Permits	480-8000-344593	3,660.00	4,320.00	4,020.00	3,720.00	3,780.00	3,720.00							23,220.00
	12th St. - 2A REVENUE (Sales Tax Excluded)	19,572.14	21,553.65	23,866.71	31,705.05	3,780.00	31,271.41	0.00	0.00	0.00	0.00	0.00	0.00	131,748.96
Expenses														
Security Personnel		5,461.31	5,494.23	6,954.57	5,799.47	5,302.71	5,497.22							
Attendant/Cashier Labor		8,654.39	10,375.18	10,375.17	14,029.57	122.66	5,894.65							
FP&L		108.54	108.54	108.54	108.54	108.54	108.54							
Elevator Maintenance		1,105.00	2,575.00	125.00	125.00	125.00	134.41							
Garage Cleaning/Maintenance		1,521.00	1,521.00	1,521.00	1,521.00	1,521.00	1,521.00							
	12th St. - 2A EXPENSES	16,860.24	20,073.95	19,084.26	21,583.56	7,189.32	13,146.41	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	12th St. - 2A PROFIT/(LOSS)	2,721.90	1,479.70	4,782.43	10,121.47	-3,409.32	18,125.00	0.00	0.00	0.00	0.00	0.00	0.00	131,748.96

LOCATION	ACCOUNTING CODE	2004 October	2004 November	2004 December	2005 January	2005 February	2005 March	2005 April	2005 May	2005 June	2005 July	2005 August	2005 September	FY 2004/2005 TOTAL
12th Street Garage - 2A														
Revenue-Ticket	480-8000-344504	30,426.16	28,304.67	28,033.65	33,959.80	30,588.77	41,540.19	38,421.76	33,882.20	30,041.58	37,902.81	34,535.82	20,742.99	388,380.40
Revenue-Monthly Permits	480-8000-344593	4,860.00	4,800.00	4,860.00	3,960.00	3,840.00	3,840.00	3,900.00	3,660.00	3,720.00	3,780.00	3,840.00	3,720.00	48,780.00
	12th St. - 2A REVENUE (Sales Tax Excluded)	35,286.16	33,104.67	32,893.65	37,919.80	34,428.77	45,380.19	42,321.76	37,542.20	33,761.58	41,682.81	38,375.82	24,462.99	437,160.40
Expenses														
Security Personnel		9,368.15	7,496.96	7,426.42	9,748.51	12,668.78	7,509.24	8,199.43	7,574.02	7,469.33	9,139.10	5,622.91	8,549.58	100,772.43
Attendant/Cashier Labor		7,077.27	7,064.21	7,132.13	11,884.49	9,852.08	10,122.65	12,987.00	10,371.56	10,382.40	10,418.46	12,702.02	12,691.19	122,685.46
FP&L		108.54	108.54	108.54	108.54	108.54	108.54	108.54	108.54	108.54	108.54	108.54	108.54	1,302.48
Elevator Maintenance		487.50	125.00	125.00	125.00	125.00	125.00	125.00	125.00	125.00	886.00	1,155.00	3,245.00	6,753.50
Garage Cleaning/Maintenance		1,521.00	1,285.00	1,521.00	1,521.00	1,521.00	1,521.00	1,521.00	1,521.00	1,521.00	1,521.00	1,521.00	1,521.00	18,016.00
	12th St. - 2A EXPENSES	18,562.46	16,078.71	16,313.09	23,387.54	24,275.40	19,386.43	22,840.97	19,700.12	19,806.27	22,053.10	21,109.47	26,115.31	249,529.87
	12th St. - 2A PROFIT/(LOSS)	16,723.70	17,024.96	16,580.56	14,532.26	10,153.37	25,993.76	19,380.79	17,842.08	14,155.31	19,629.71	17,266.35	-1,652.32	187,630.53

CITY OF MIAMI BEACH
PARKING DEPARTMENT
PROFIT & LOSS STATEMENT
12th Street Garage - 2A

LOCATION	ACCOUNTING CODE	2003 October	2003 November	2003 December	2004 January	2004 February	2004 March	2004 April	2004 May	2004 June	2004 July	2004 August	2004 September	FY 2003/2004 TOTAL
12th Street Garage - 2A														
Revenue-Ticket	480-8000-344504	26,360.74	25,345.79	24,450.45	29,463.54	28,428.03	38,480.37	31,798.13	32,760.77	25,388.79	29,747.85	30,476.60	18,809.37	342,510.23
Revenue-Monthly Permits	480-8000-344593	5,220.00	5,100.00	5,040.00	4,740.00	4,740.00	4,800.00	4,920.00	4,860.00	4,860.00	4,980.00	5,100.00	4,860.00	59,220.00
	12th St. - 2A REVENUE	31,580.74	30,445.79	29,490.45	34,203.54	34,168.03	43,280.37	36,718.13	37,620.77	30,248.79	34,727.85	35,576.60	23,669.37	401,730.23
	(Sales Tax Excluded)													
Expenses														
Security Personnel		8,219.46	8,844.80	9,107.41	8,233.17	10,306.80	8,013.11	8,245.44	10,395.78	8,230.11	7,938.69	9,365.08	6,408.01	103,307.84
Attendant/Cashier Labor		7,247.08	7,241.85	7,200.05	7,215.73	7,184.37	7,226.18	7,210.50	7,602.38	7,354.19	7,113.84	8,960.87	8,015.15	89,572.19
FP&L		108.54	108.54	108.54	108.54	108.54	108.54	108.54	108.54	108.54	108.54	108.54	108.54	1,302.48
Elevator Maintenance		125.00	125.00	125.00	125.00	125.00	125.00	125.00	125.00	125.00	125.00	125.00	125.00	1,462.00
Garage Cleaning/Maintenance		1,540.75	1,532.50	1,540.75	1,540.75	1,524.25	1,540.75	1,532.50	1,532.50	1,540.75	1,590.25	1,540.75	1,521.00	18,477.50
	12th St. - 2A EXPENSES	17,240.83	17,852.69	18,081.75	17,223.19	19,248.96	17,013.58	17,221.98	19,764.18	17,358.59	16,876.32	24,062.24	16,177.70	218,122.01
	12th St. - 2A PROFIT/(LOSS)	14,339.91	12,593.10	11,408.70	16,980.35	14,919.07	26,266.79	19,496.15	17,856.59	12,890.20	17,851.33	11,514.36	7,491.67	183,606.22

LOCATION	ACCOUNTING CODE	2002 October	2002 November	2002 December	2003 January	2003 February	2003 March	2003 April	2003 May	2003 June	2003 July	2003 August	2003 September	FY 2002/2003 TOTAL
12th Street Garage - 2A														
Revenue-Ticket	480-8000-344504	23,808.81	26,646.02	27,241.35	27,276.87	28,087.39	39,739.49	29,315.86	33,756.05	22,192.23	30,702.84	31,246.72	22,452.33	342,465.96
Revenue-Monthly Permits	480-8000-344593	5,340.00	5,520.00	5,220.00	4,860.00	4,920.00	5,100.00	5,040.00	4,920.00	4,860.00	5,220.00	5,400.00	5,400.00	61,800.00
	12th St. - 2A REVENUE	29,148.81	32,166.02	32,461.35	32,136.87	33,007.39	44,839.49	34,355.86	38,676.05	27,052.23	35,922.84	36,646.72	27,852.33	404,265.96
	(Sales Tax Excluded)													
Expenses														
Security Personnel		8,245.44	8,232.15	8,235.63	10,779.20	8,166.92	8,233.17	10,238.91	8,237.08	10,302.50	8,241.55	10,299.84	8,252.59	107,464.76
Attendant/Cashier Labor		7,054.55	10,280.84	6,892.87	7,315.74	6,912.77	7,082.06	6,810.78	6,945.10	10,775.85	7,497.33	7,173.01	7,672.92	92,383.82
FP&L		102.79	81.67	98.93	90.60	168.69	108.54	108.54	108.54	108.54	108.54	108.54	108.54	1,302.46
Elevator Maintenance		125.00	125.00	125.00	125.00	125.00	125.00	125.00	125.00	125.00	125.00	125.00	125.00	1,461.67
Garage Cleaning/Maintenance		1,605.75	1,605.75	1,605.75	1,605.75	1,605.75	1,605.75	1,557.25	1,532.50	1,605.75	1,540.75	1,540.75	1,532.50	19,101.75
	12th St. - 2A EXPENSES	17,133.53	20,325.41	16,958.18	19,916.29	16,979.13	17,124.52	18,715.48	16,823.20	22,650.39	17,388.17	19,268.61	17,691.55	221,294.46
	12th St. - 2A PROFIT/(LOSS)	12,015.28	11,840.61	15,503.17	12,220.58	16,028.26	27,714.97	15,640.38	21,852.85	4,401.84	18,534.67	17,368.11	10,160.78	182,971.50

**CITY OF MIAMI BEACH
PARKING DEPARTMENT
PROFIT & LOSS STATEMENT
13th Street Garage - 17A**

LOCATION	ACCOUNTING CODE	2005 October	2005 November	2005 December	2006 January	2006 February	2006 March	2006 April	2006 May	2006 June	2006 July	2006 August	2006 September
13th Street Garage - 17A													
Revenue-Ticket	480-8000-344566	43,468.43	55,272.92	53,704.65	60,732.72	58,499.06	67,990.51						
Revenue-Monthly Permits	480-8000-344527	9,600.00	9,300.00	9,720.00	10,080.00	9,660.00	9,780.00						
13th St. - 17A REVENUE (Sales Tax Excluded)		53,068.43	64,572.92	63,424.65	70,812.72	68,159.06	77,770.51	0.00	0.00	0.00	0.00	0.00	0.00
Expenses													
Security Personnel		8,717.16	8,803.95	10,892.67	9,076.26	8,968.53	8,977.51						
Attendant/Cashier Labor		9,969.48	11,144.88	11,121.45	15,339.98	13,878.39	11,090.22						
Landscape Maintenance		216.67	216.67	216.67	216.67	216.67	216.67						
FP&L		1,518.75	1,481.39	1,695.81	2,294.82	2,237.17	1,981.10						
Revenue Control Equipment Maintenance		1,891.66	1,891.66	2,367.04	1,891.66	1,891.66	2,096.01						
Elevator Maintenance		170.00	170.00	170.00	170.00	170.00	170.00						
Armed Guard Revenue Pickup		433.00	433.00	433.00	433.00	433.00	433.00						
Garage Cleaning/Maintenance		1,521.00	1,521.00	1,521.00	1,521.00	1,521.00	1,521.00						
13th St. - 17A EXPENSES		24,437.72	25,662.55	28,417.64	31,096.39	32,703.42	26,485.51	0.00	0.00	0.00	0.00	0.00	0.00
13th St. - 17A PROFIT/(LOSS)		28,630.71	38,910.37	35,007.01	39,716.33	35,455.64	51,285.00	0.00	0.00	0.00	0.00	0.00	0.00

LOCATION	ACCOUNTING CODE	2004 October	2004 November	2004 December	2005 January	2005 February	2005 March	2005 April	2005 May	2005 June	2005 July	2005 August	2005 September
13th Street Garage - 17A													
Revenue-Ticket	480-8000-344566	40,924.28	49,370.08	49,987.85	61,116.83	59,138.34	71,978.42	65,391.58	60,814.97	54,936.46	69,607.42	62,914.05	51,280.37
Revenue-Monthly Permits	480-8000-344527	8,400.00	8,340.00	8,640.00	8,520.00	8,520.00	8,460.00	8,160.00	7,800.00	8,040.00	7,620.00	8,460.00	9,180.00
13th St. - 17A REVENUE (Sales Tax Excluded)		49,324.28	57,710.08	58,627.85	69,636.83	67,658.34	80,438.42	73,551.58	68,614.97	62,976.46	77,227.42	71,374.05	60,460.37
Expenses													
Security Personnel		12,276.14	9,837.48	9,843.61	12,865.09	9,914.16	9,886.55	10,960.18	9,623.90	10,024.88	12,155.54	9,498.20	9,333.62
Attendant/Cashier Labor		15,477.93	15,299.85	15,169.47	24,685.51	20,272.64	16,504.59	13,862.76	11,970.10	11,178.06	11,195.64	13,992.22	14,091.26
Landscape Maintenance		420.67	519.67	216.67	216.67	216.67	216.67	216.67	216.67	216.67	216.67	216.67	216.67
FP&L		1,404.98	1,372.89	1,419.60	1,694.00	1,531.15	1,627.45	1,474.46	1,362.55	1,602.03	1,607.35	1,495.92	1,580.15
Revenue Control Equipment Maintenance		750.00	750.00	750.00	750.00	750.00	750.00	750.00	3,516.66	3,516.66	1,650.00	1,891.66	1,891.66
Elevator Maintenance		680.13	170.00	170.00	170.00	170.00	170.00	374.00	170.00	170.00	170.00	1,655.00	170.00
Armed Guard Revenue Pickup		420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	433.00	433.00	433.00
Garage Cleaning/Maintenance		1,521.00	1,521.00	1,521.00	1,521.00	1,521.00	1,521.00	1,521.00	1,521.00	1,521.00	1,521.00	1,521.00	1,521.00
13th St. - 17A EXPENSES		32,950.85	29,890.89	29,510.35	42,322.27	34,795.62	31,096.26	29,579.07	28,800.88	28,649.30	28,949.20	30,703.67	29,237.36
13th St. - 17A PROFIT/(LOSS)		16,373.43	27,819.19	29,117.50	27,314.56	32,862.72	49,342.16	43,972.51	39,814.09	34,327.16	48,278.22	40,670.38	31,223.01

CITY OF MIAMI BEACH
PARKING DEPARTMENT
PROFIT & LOSS STATEMENT
13th Street Garage - 17A

LOCATION	ACCOUNTING CODE	2003 October	2003 November	2003 December	2004 January	2004 February	2004 March	2004 April	2004 May	2004 June	2004 July	2004 August	2004 September	FY 2003/2004 TOTAL
13th Street Garage - 17A	Revenue-Ticket	48,388.34	47,130.86	40,100.44	50,649.52	53,792.55	66,648.56	57,641.13	54,078.51	46,663.54	54,472.86	31,909.35	14,673.84	586,149.50
	Revenue-Monthly Permits	7,740.00	7,680.00	8,520.00	8,100.00	8,580.00	8,280.00	7,500.00	8,460.00	9,120.00	9,120.00	8,340.00	8,400.00	99,840.00
	13th St. - 17A REVENUE (Sales Tax Excluded)	56,128.34	54,810.86	48,620.44	58,749.52	62,372.55	74,928.56	65,141.13	62,538.51	55,783.54	63,592.86	40,249.35	23,073.84	685,989.50
Expenses	Security Personnel	9,865.08	10,533.80	10,736.25	8,648.94	9,770.00	9,855.68	9,779.19	12,638.10	9,865.08	9,893.91	12,346.69	8,122.74	122,155.46
	Attendant/Cashier Labor	15,303.89	15,397.71	15,289.80	15,170.25	15,470.86	15,516.07	15,327.27	15,273.85	15,144.77	15,186.57	18,836.90	16,921.34	188,819.28
	Landscaping Maintenance	216.67	216.67	216.67	216.67	216.67	216.67	216.67	216.67	216.67	216.67	935.67	216.67	3,319.04
	FP&L	1,404.98	1,404.98	1,404.98	1,404.98	1,404.98	1,404.98	1,404.98	1,404.98	1,404.98	1,404.98	1,404.98	1,404.98	16,859.76
	Revenue Control Equipment Maintenance	0.00	750.00	750.00	750.00	750.00	750.00	750.00	750.00	750.00	750.00	750.00	750.00	8,250.00
	Elevator Maintenance	737.00	312.00	312.00	312.00	312.00	312.00	312.00	467.18	170.00	279.60	170.00	170.00	3,723.78
	Armed Guard Revenue Pickup	420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	5,040.00
	Garage Cleaning/Maintenance	1,450.00	1,450.00	1,450.00	1,450.00	1,450.00	1,450.00	1,318.00	1,318.00	1,453.50	1,318.00	1,450.00	1,521.00	17,174.00
	13th St. - 17A EXPENSES	29,397.62	30,485.16	30,592.70	28,372.84	29,794.51	29,958.40	29,386.11	32,468.78	29,454.50	29,568.73	36,314.24	29,526.73	365,341.32
	13th St. - 17A PROFIT/(LOSS)	26,730.72	24,325.70	18,027.74	30,376.68	32,578.04	44,970.16	35,755.02	30,046.73	26,329.04	34,023.13	3,935.11	(6,452.89)	300,648.18

LOCATION	ACCOUNTING CODE	2002 October	2002 November	2002 December	2003 January	2003 February	2003 March	2003 April	2003 May	2003 June	2003 July	2003 August	2003 September	FY 2002/2003 TOTAL
13th Street Garage - 17A	Revenue-Ticket	44,400.00	45,402.69	45,391.52	51,063.89	53,442.14	67,925.37	52,972.45	49,388.78	43,317.00	47,741.10	52,219.62	39,794.83	583,059.39
	Revenue-Monthly Permits	8,280.00	8,640.00	8,100.00	7,320.00	7,380.00	7,820.00	7,880.00	8,520.00	8,580.00	8,280.00	7,800.00	7,800.00	96,180.00
	13th St. - 17A REVENUE (Sales Tax Excluded)	52,680.00	54,042.69	53,491.52	58,383.89	60,822.14	75,545.37	60,832.45	57,908.78	51,897.00	56,021.10	60,019.62	47,594.83	689,239.39
Expenses	Security Personnel	10,242.83	10,602.13	10,541.72	13,658.91	10,514.70	10,220.71	12,820.10	10,737.48	12,861.21	10,423.37	13,306.82	10,177.97	136,108.05
	Attendant/Cashier Labor	14,601.28	21,909.69	14,624.04	15,326.91	14,675.83	14,744.77	14,598.18	14,460.50	21,779.99	14,556.50	14,996.27	15,185.54	191,459.50
	Landscaping Maintenance	216.67	216.67	216.67	216.67	216.67	216.67	216.67	216.67	216.67	216.67	216.67	216.67	2,600.04
	FP&L	1,150.96	1,172.72	1,276.13	1,245.87	2,179.24	1,404.98	1,404.98	1,404.98	1,404.98	1,404.98	1,404.98	1,404.98	16,859.78
	Revenue Control Equipment Maintenance	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	289.00
	Elevator Maintenance	304.00	304.00	304.00	304.00	304.00	304.00	0.00	0.00	0.00	312.00	624.00	3,139.50	5,899.50
	Armed Guard Revenue Pickup	517.18	517.18	517.18	517.18	517.18	517.18	517.18	517.18	517.18	455.00	525.00	420.00	6,054.62
	Garage Cleaning/Maintenance	1,483.00	1,483.00	1,483.00	1,483.00	1,483.00	1,483.00	1,483.00	1,450.00	1,598.50	1,450.00	1,450.00	1,483.00	17,812.50
	13th St. - 17A EXPENSES	28,516.02	36,205.39	28,962.74	32,752.54	29,890.62	28,891.31	31,040.11	29,025.81	38,378.53	28,848.52	32,523.74	32,027.66	377,062.99
	13th St. - 17A PROFIT/(LOSS)	24,163.98	17,837.30	24,528.78	25,631.35	30,931.52	46,654.06	29,792.34	28,882.97	13,518.47	27,172.58	27,495.88	15,567.17	312,176.40

CITY OF MIAMI BEACH
PARKING DEPARTMENT
PROFIT & LOSS STATEMENT
16th Street - Anchor Garage

LOCATION	ACCOUNTING CODE	2005 October	2005 November	2005 December	2006 January	2006 February	2006 March	2006 April	2006 May	2006 June	2006 July	2006 August	2006 September	FY 2005/2006 TOTAL
16th Street - Anchor Garage														
Revenue-Ticket	463-8000-344911	62,084.76	107,397.19	105,778.72	128,385.44	132,251.10	209,570.60							745,467.81
Revenue - Valet	463-8000-344587	15,662.60	24,927.56	28,053.73	19,372.43	34,905.15	17,281.80							140,203.27
Revenue-Monthly Permits	463-8000-344903	38,492.00	35,700.00	36,139.71	33,750.00	35,350.00	36,700.00							216,131.71
16th St. Anchor - REVENUE														
(Sales Tax Excluded)		116,239.36	168,024.75	169,972.16	181,507.87	202,506.25	263,552.40	0.00	0.00	0.00	0.00	0.00	0.00	1,101,802.79
Expenses														
Security Personnel		7,074.27	7,538.12	9,381.49	7,660.80	8,043.85	7,633.87							47,332.40
Attendant/Cashier Labor		18,369.78	21,885.48	21,770.94	28,231.48	22,408.54	23,193.23							135,859.45
FP&L		3,322.03	3,980.87	5,229.08	4,858.47	4,835.47	4,654.90							26,860.82
Revenue Control Equipment Maintenance		775.00	775.00	1,182.48	1,125.82	775.00	1,602.35							6,235.65
Armed Guard Revenue Pickup		433.00	433.00	433.00	433.00	433.00	433.00							2,598.00
Elevator Maintenance		1,180.64	1,180.64	1,180.64	1,180.64	1,754.04	1,180.64							7,657.24
Landscape and Lot Maintenance		152.00	152.00	152.00	152.00	152.00	152.00							912.00
Garage Cleaning/Maintenance		9,242.00	9,242.00	9,242.00	9,242.00	9,242.00	9,242.00							55,452.00
Sanitation (Waste Removal)		179.01	179.01	179.01	179.01	179.01	179.01							1,074.06
Fire Alarm Service		250.00	250.00	250.00	250.00	250.00	250.00							1,500.00
16th St. - Anchor EXPENSES														
		40,977.73	45,616.12	49,000.64	53,313.22	48,072.91	48,521.00	0.00	0.00	0.00	0.00	0.00	0.00	285,501.62
16th St. PROFIT/(LOSS)														
		75,261.63	122,408.63	120,971.52	128,194.65	154,433.34	215,031.40	0.00	0.00	0.00	0.00	0.00	0.00	816,301.17

LOCATION	ACCOUNTING CODE	2004 October	2004 November	2004 December	2005 January	2005 February	2005 March	2005 April	2005 May	2005 June	2005 July	2005 August	2005 September	FY 2004/2005 TOTAL
16th Street - Anchor Garage														
Revenue-Ticket	463-8000-344911	88,600.95	82,514.96	86,304.68	112,249.71	122,302.81	184,856.92	119,298.55	106,561.67	71,170.03	106,953.01	91,550.46	79,627.30	1,251,991.05
Revenue - Valet	463-8000-344587	20,704.68	21,289.74	22,289.72	15,603.28	29,600.94	14,369.16	21,817.28	25,678.51	19,607.94	34,423.36	36,415.88	27,615.87	289,416.36
Revenue-Monthly Permits	463-8000-344903	28,760.00	30,060.00	30,450.00	30,650.00	30,800.00	30,200.00	30,150.00	30,200.00	30,100.00	30,100.00	32,150.00	32,300.00	365,920.00
16th St. Anchor - REVENUE														
(Sales Tax Excluded)		138,065.63	133,864.70	139,044.40	158,502.99	182,703.75	229,426.08	171,265.83	162,440.18	120,877.97	171,476.37	160,116.34	139,543.17	1,907,327.41
Expenses														
Security Personnel		15,377.39	12,831.97	12,484.73	15,631.96	12,668.78	12,530.75	13,631.98	11,987.96	12,248.30	15,061.26	11,030.36	10,324.14	155,609.58
Attendant/Cashier Labor		16,056.04	16,109.36	16,350.94	26,132.55	23,955.70	22,606.20	27,423.35	22,696.42	21,660.15	21,584.66	27,446.64	26,361.19	268,383.20
FP&L		4,136.44	4,138.44	3,384.80	3,942.83	4,252.58	2,711.52	3,239.29	3,610.07	4,015.70	3,844.35	4,232.00	3,789.76	45,299.78
Revenue Control Equipment Maintenance		775.00	775.00	775.00	775.00	775.00	775.00	775.00	1,025.00	825.00	825.00	775.00	775.00	9,650.00
Armed Guard Revenue Pickup		420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	5,079.00
Elevator Maintenance		1,675.97	1,097.97	2,457.97	1,097.97	1,442.97	1,097.97	1,097.97	1,097.97	1,097.97	1,180.64	1,180.64	1,180.64	15,708.65
Landscape and Lot Maintenance		152.00	190.00	190.00	152.00	152.00	152.00	152.00	152.00	152.00	153.00	152.00	152.00	1,901.00
Garage Cleaning/Maintenance		9,242.00	9,242.00	9,242.00	9,242.00	9,242.00	9,242.00	9,242.00	9,242.00	9,242.00	9,242.00	9,242.00	9,242.00	110,904.00
Sanitation (Waste Removal)		179.01	179.01	179.01	179.01	179.01	179.01	179.01	179.01	179.01	179.01	179.01	179.01	2,148.12
Fire Alarm Service		250.00	250.00	250.00	250.00	250.00	250.00	250.00	250.00	250.00	250.00	250.00	250.00	3,000.00
16th St. - Anchor EXPENSES														
		45,285.85	45,033.75	45,734.45	57,823.32	53,338.04	49,964.45	56,410.60	50,660.43	50,060.13	52,752.92	54,920.65	52,686.74	617,681.33
16th St. PROFIT/(LOSS)														
		89,798.78	88,830.95	93,309.95	100,679.67	129,365.71	179,461.63	114,855.23	111,779.75	70,787.84	118,733.45	105,195.69	86,856.43	1,289,646.08

CITY OF MIAMI BEACH
PARKING DEPARTMENT
PROFIT & LOSS STATEMENT
16th Street - Anchor Garage

LOCATION	ACCOUNTING CODE	2003 October	2003 November	2003 December	2004 January	2004 February	2004 March	2004 April	2004 May	2004 June	2004 July	2004 August	2004 September	FY 2003/2004 TOTAL
16th Street - Anchor Garage														
Revenue-Ticket	463-8000-344911	76,425.24	85,206.68	86,298.69	94,582.18	118,038.51	164,273.90	101,423.32	99,099.99	74,747.67	100,624.29	100,280.84	42,528.02	1,143,528.33
Revenue - Valet	463-8000-344587	20,015.89	20,326.63	26,858.41	14,436.45	37,707.01	20,244.86	13,807.94	20,236.91	21,732.25	28,007.48	37,609.35	3,287.38	264,270.56
Revenue-Monthly Permits	463-8000-344903	26,750.00	28,200.00	23,050.00	23,550.00	28,100.00	29,494.86	28,300.00	28,200.00	29,100.00	28,250.00	27,800.00	27,550.00	328,344.86
16th St. Anchor - REVENUE		123,191.13	133,733.31	136,207.10	132,568.63	185,845.52	214,013.62	143,531.26	147,536.90	125,579.92	156,881.77	165,690.19	73,365.40	1,736,144.75
(Sales Tax Excluded)														
Expenses														
Security Personnel		12,428.89	10,171.83	13,395.77	13,665.72	9,837.47	13,607.43	13,622.77	17,009.29	15,641.13	13,312.95	16,536.88	10,164.07	159,394.20
Attendant/Cashier Labor		15,887.24	16,050.82	15,831.23	16,378.83	16,584.62	17,423.33	16,028.61	16,430.45	16,116.40	16,122.14	15,889.24	17,947.67	196,690.58
FP&L		3,800.00	3,800.00	3,800.00	3,800.00	3,800.00	3,800.00	3,800.00	3,800.00	3,800.00	3,800.00	3,800.00	3,800.00	45,600.00
Revenue Control Equipment Maintenance		775.00	775.00	775.00	775.00	775.00	775.00	775.00	775.00	775.00	775.00	775.00	775.00	9,975.00
Armed Guard Revenue Pickup		420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	420.00	5,040.00
Elevator Maintenance		1,278.82	1,743.82	155.00	1,015.32	1,015.32	1,015.32	1,015.32	1,097.97	1,206.47	1,097.97	4,787.13	1,057.97	16,526.43
Landscape and Lot Maintenance		164.67	152.00	164.67	164.67	164.67	164.67	164.67	152.00	152.00	152.00	190.00	152.00	1,938.02
Garage Cleaning/Maintenance		2,924.40	2,924.00	2,924.00	2,924.00	2,924.00	2,924.00	2,325.40	4,869.00	4,864.00	4,864.00	4,864.00	4,864.00	64,194.80
Sanitation (Waste Removal)		171.64	171.64	171.43	181.96	181.96	174.34	171.64	179.01	179.01	179.04	179.01	179.01	2,119.69
Fire Alarm Service		250.00	250.00	250.00	250.00	250.00	250.00	250.00	250.00	346.30	250.00	250.00	250.00	3,096.30
16th St. - Anchor EXPENSES		38,100.66	36,459.11	37,887.10	39,575.50	35,953.04	40,554.09	58,573.41	44,982.72	43,500.31	41,648.10	47,691.26	39,649.72	504,575.02
16th st. PROFIT/(LOSS)		85,090.47	97,274.20	98,320.00	92,993.13	147,892.48	173,459.53	84,957.85	102,554.18	82,079.61	115,233.67	117,998.93	33,715.68	1,231,569.73

CITY OF MIAMI BEACH
PARKING DEPARTMENT
PROFIT & LOSS STATEMENT
42nd Street Garage - 8A

LOCATION	ACCOUNTING CODE	2005 October	2005 November	2005 December	2005 January	2006 February	2006 March	2006 April	2006 May	2006 June	2006 July	2006 August	2006 September	FY 2005/2006 TOTAL
42nd Street Garage - 8A	Revenue-Ticket	2,768.78	3,349.52	3,390.38	3,394.39	8,219.60	3,494.40							24,607.07
	Revenue-Monthly Permits	28,980.00	28,740.00	28,980.00	28,100.00	28,040.00	25,440.00							164,280.00
	42nd St. - 8A REVENUE (Sales Tax Excluded)	31,748.78	32,089.52	32,360.38	28,494.39	34,259.60	28,934.40	0.00	0.00	0.00	0.00	0.00	0.00	188,887.07
Expenses	Security Personnel	5,111.19	5,518.17	6,846.84	5,338.62	5,440.37	5,449.34							33,704.53
	Attendant/Cashier Labor	3,549.80	4,015.15	4,426.41	5,986.80	6,370.85	4,430.02							28,759.03
	FP&L	1,870.01	1,705.27	1,962.44	1,864.78	2,127.01	2,035.71							11,585.22
	Revenue Control Equipment Maintenance	1,891.66	1,891.66	2,367.05	1,995.91	1,891.66	2,096.01							12,133.95
	Elevator Maintenance	430.00	430.00	430.00	1,153.27	973.45	1,642.40							5,059.12
	Landscape Maintenance	0.00	0.00	0.00	0.00	0.00	0.00					0.00	0.00	0.00
	Garage Cleaning/Maintenance	3,392.00	3,392.00	3,392.00	3,392.00	3,392.00	3,392.00					0.00	0.00	20,352.00
		16,244.66	16,952.25	19,444.73	19,711.38	20,185.34	19,045.48	0.00	0.00	0.00	0.00	0.00	0.00	111,593.85
	42nd St. - 8A EXPENSES													
	42nd St. PROFIT/(LOSS)	15,504.12	15,137.27	12,915.65	9,783.01	14,064.26	9,888.92	0.00	0.00	0.00	0.00	0.00	0.00	77,293.22

LOCATION	ACCOUNTING CODE	2004 October	2004 November	2004 December	2005 January	2005 February	2005 March	2005 April	2005 May	2005 June	2005 July	2005 August	2005 September	FY 2004/2005 TOTAL
42nd Street Garage - 8A	Revenue-Ticket	2,996.27	3,087.87	2,896.91	3,523.36	5,580.37	3,684.11	3,179.44	3,264.48	2,909.35	3,046.75	5,699.53	6,316.84	46,275.28
	Revenue-Monthly Permits	34,020.00	33,360.00	33,720.00	33,720.00	33,720.00	24,720.00	25,020.00	25,680.00	25,880.00	25,740.00	25,680.00	25,740.00	346,980.00
	42nd St. - 8A REVENUE (Sales Tax Excluded)	37,016.27	36,447.87	36,706.91	37,243.36	39,300.37	28,404.11	28,199.44	28,944.48	28,789.35	28,786.75	31,379.53	32,056.84	393,255.28
Expenses	Security Personnel	10,306.80	8,245.44	8,214.77	10,306.80	8,217.83	8,245.44	8,156.48	7,960.05	8,043.84	10,054.80	6,008.94	13,747.56	107,508.75
	Attendant/Cashier Labor	3,215.99	3,061.85	3,176.80	5,232.69	5,826.12	4,422.79	5,523.08	5,202.01	4,404.76	4,186.31	5,339.12	5,028.86	54,622.38
	FP&L	1,805.96	1,982.13	1,927.13	1,725.18	1,964.05	1,820.02	1,856.45	1,527.52	1,861.10	1,967.00	2,081.77	2,042.89	22,561.20
	Revenue Control Equipment Maintenance	0.00	110.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1,891.66	3,724.66	5,726.32
	Elevator Maintenance	1,819.16	430.00	430.00	430.00	430.00	430.00	430.00	430.00	430.00	430.00	591.48	430.00	6,710.64
	Landscape Maintenance	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	Garage Cleaning/Maintenance	3,392.00	3,392.00	3,392.00	3,392.00	3,392.00	3,392.00	3,392.00	3,392.00	3,392.00	3,392.00	3,392.00	3,392.00	40,704.00
		20,539.91	17,221.42	17,140.70	21,086.87	19,830.00	18,310.25	19,358.01	18,511.58	18,131.70	20,032.11	19,304.97	28,385.97	237,833.29
	42nd St. - 8A EXPENSES													
	42nd St. PROFIT/(LOSS)	16,476.36	19,226.45	19,566.21	16,156.69	19,470.37	10,093.86	8,841.43	10,432.90	10,637.65	8,754.64	12,074.56	3,690.87	155,421.99

CITY OF MIAMI BEACH
PARKING DEPARTMENT
PROFIT & LOSS STATEMENT
42nd Street Garage - 8A

LOCATION	ACCOUNTING CODE	2003 October	2003 November	2003 December	2004 January	2004 February	2004 March	2004 April	2004 May	2004 June	2004 July	2004 August	2004 September	FY 2003/2004 TOTAL
42nd Street Garage - 8A														
Revenue-Ticket	480-8000-344531	3,350.48	2,763.56	3,415.88	3,842.04	10,966.37	3,644.84	3,200.92	4,165.41	3,907.46	3,619.65	3,802.80	2,752.32	49,431.73
Revenue-Monthly Permits	480-8000-344595	34,620.00	34,980.00	35,760.00	33,780.00	35,040.00	35,100.00	35,100.00	34,440.00	34,200.00	34,500.00	24,480.00	34,620.00	406,620.00
42nd St. - 8A REVENUE (Sales Tax Excluded)		37,970.48	37,743.56	39,175.88	37,622.04	46,006.37	38,744.84	38,300.92	38,605.41	38,107.46	38,119.65	28,282.80	37,372.32	456,051.73
Expenses														
Security Personnel		8,206.59	8,797.59	9,113.55	8,728.04	9,214.77	8,245.44	8,245.44	10,306.80	8,245.44	8,245.44	10,294.53	7,251.57	104,895.20
Attendant/Cashier Labor		3,255.18	3,257.79	3,077.53	2,837.18	4,731.24	3,317.88	3,210.77	3,537.33	3,195.09	3,027.89	4,255.76	3,848.22	41,551.86
FP&L		1,805.96	1,805.96	1,805.96	1,805.96	1,805.96	1,805.96	1,805.96	1,805.96	1,805.96	1,805.96	1,805.96	1,805.96	21,671.52
Revenue Control Equipment Maintenance		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Elevator Maintenance		536.00	536.00	536.00	536.00	536.00	536.00	430.00	1,190.80	430.00	430.00	430.00	430.00	6,556.80
Landscape Maintenance		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	136.00	0.00	0.00	0.00	136.00
Garage Cleaning/Maintenance		1,796.50	1,796.50	1,796.50	1,796.50	1,796.50	1,796.50	1,796.50	1,796.50	1,796.50	1,837.75	1,796.50	3,392.00	23,112.25
42nd St. - 8A EXPENSES		15,600.23	16,177.34	16,329.54	15,703.68	18,051.47	15,701.78	15,472.17	18,620.89	15,608.99	15,347.04	18,582.76	16,727.75	197,923.63
42nd St. PROFIT/(LOSS)		22,370.25	21,566.22	22,846.34	21,918.36	27,954.90	23,043.06	22,828.75	19,984.52	22,498.47	22,772.61	9,700.05	20,644.57	258,128.10

LOCATION	ACCOUNTING CODE	2002 October	2002 November	2002 December	2003 January	2003 February	2003 March	2003 April	2003 May	2003 June	2003 July	2003 August	2003 September	FY 2002/2003 TOTAL
42nd Street Garage - 8A														
Revenue-Ticket	480-8000-344531	2,068.55	1,661.97	1,616.89	2,474.77	6,040.17	2,375.90	2,602.80	3,376.65	2,976.64	2,871.04	2,828.05	2,622.43	33,515.86
Revenue-Monthly Permits	480-8000-344595	36,300.00	35,940.00	35,640.00	34,680.00	35,160.00	34,320.00	34,440.00	34,200.00	34,680.00	34,500.00	34,500.00	34,740.00	419,100.00
42nd St. - 8A REVENUE (Sales Tax Excluded)		38,368.55	37,601.97	37,256.89	37,154.77	41,200.17	36,695.90	37,042.80	37,576.65	37,656.64	37,371.04	37,328.05	37,362.43	452,615.86
Expenses														
Security Personnel		10,877.14	8,244.21	8,143.74	10,305.98	8,690.43	8,230.10	10,989.83	8,988.80	11,395.97	9,140.34	11,484.72	8,883.48	115,374.54
Attendant/Cashier Labor		2,639.24	3,696.43	2,477.56	2,507.41	3,984.97	2,718.84	2,631.78	2,989.97	4,430.24	2,897.94	3,182.84	3,082.75	37,239.97
FP&L		1,539.31	1,459.55	1,341.18	1,510.98	3,178.76	1,805.96	1,805.96	1,805.96	1,805.96	1,805.96	1,805.96	1,805.96	21,671.52
Revenue Control Equipment Maintenance		0.00	0.00	0.00	0.00	0.00	0.00	217.50	-217.50	0.00	0.00	0.00	0.00	0.00
Elevator Maintenance		0.00	0.00	0.00	0.00	0.00	0.00	536.00	536.00	536.00	536.00	536.00	536.00	3,216.00
Landscape Maintenance		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	182.00	0.00	0.00	0.00	182.00
Garage Cleaning/Maintenance		1,285.00	1,285.00	1,285.00	1,285.00	1,285.00	1,285.00	1,285.00	1,285.00	1,285.00	1,796.50	1,796.50	1,796.50	16,938.00
42nd St. - 8A EXPENSES		16,340.69	14,685.19	13,247.48	15,609.37	17,139.18	14,039.90	17,466.07	15,388.03	19,635.17	16,176.74	18,806.02	16,088.19	194,622.03
42nd St. PROFIT/(LOSS)		22,027.86	22,916.78	24,009.41	21,545.40	24,060.99	22,656.00	19,576.73	22,188.62	18,021.47	21,194.30	18,522.03	21,274.24	257,993.83




MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor David Dermer and Members of the City Commission

FROM: Jorge M. Gonzalez, City Manager 

DATE: May 10, 2006

SUBJECT: **STATUS REPORT ON THE REHABILITATION OF THE EXISTING BUILDING AND CONSTRUCTION OF THE NEW FIRE STATION NO. 2.**

The improvements to Fire Station No. 2 include full historic renovation of the existing building (Building A) and construction of a new facility that will include three apparatus bays and living quarters for the station's fire crews, and an Emergency Operations Center (Building B).

Jasco Construction Company (Jasco) is the Construction Manager at Risk and STA Architectural Group (STA) is the architect/engineer (A/E). The Guaranteed Maximum Price (GMP) for the project is \$8,096,580. The first Notice to Proceed for construction was issued on November 22, 2004. Construction and moving in of fire personnel into Building B was expected to require 15 months. Following this, renovation of Building A, and its conversion into administrative offices, will require an estimated 13 months to be substantially complete.

The exterior shell of Building B is 100% complete. Underground utilities installation and grade work at the site is well underway. Rough work on the interior plumbing; HVAC, electrical and fire suppression is ongoing. Framing of interior partitions is nearing completion.

The construction is estimated to be at 75% completion, the work is progressing, and there are no major issues. Building B is scheduled to reach Substantial Completion and be ready for occupancy during the third quarter of 2006.

JMG/TH/JAGH/JCC/HKM 

T:\AGENDA\2006\May1006\Regular\FS#2 Commission Status Report 5-10-2006.doc

Agenda Item C

Date 5-10-06

THIS PAGE INTENTIONALLY LEFT BLANK



MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor David Dermer and Members of the City Commission

FROM: Jorge M. Gonzalez, City Manager 

DATE: May 10, 2006

SUBJECT: **STATUS REPORT ON THE CONSTRUCTION OF FIRE STATION NO. 4**

Notice to Proceed for the construction of the Fire Station 4 project was issued on November 15, 2004. The Project is estimated to be at 85% completion and Substantial Completion is set for July, 2006.

The building shell, as well as roofing work, has been completed. Installation of storefront windows is complete; glazing is under production, delivery and installation scheduled to the fourth week of April. Stucco work is in progress, scheduled to complete upon installation of the glass windows. Paint will start two weeks after stucco is complete, will last one week. The General Contractor, Carivon Construction Company is reviewing the schedule, looking for work items that could be brought out of sequence and is also in the process of submitting a plan to recover lost time and preserve the Substantial Completion date. Site work is in progress; the contractor has graded the sloped entrance of the truck bays, and is in the process of re-grading the perimeters of the building. Landscape, planting of large trees and irrigation rough is in progress.

All electrical interior work is complete, upon energizing of the building all systems will be tested for final inspection. The back-up power generator has been installed and the electrical subcontractor connected it to the building's switchgear; they have also pulled all branch circuits and are ready to install electrical devices and fixtures. FP&L is in the process of re-activating the service account and requesting a City permit to install poles and transformers to energize the building. The Contractor has installed interior wall frames and furring strips; installation of drywall at one side of the partitions and wall insulation is in progress. Installation of the fire suppression systems (sprinklers), as well as the fire alarm system boxes and sensory components, is complete throughout the building. Plumbing rough work is complete and new water service connected. Once the walls and floors are finished, plumbing fixtures will be installed.

JMG/TH/JCH/VCC/AL 

T:\AGENDA\2006\may\1006\Regular\FS#4 Commission Status Report 051006 AL.doc

Agenda Item D
Date 5-10-06

THIS PAGE INTENTIONALLY LEFT BLANK



MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor David Dermer and Members of the City Commission

FROM: Jorge M. Gonzalez, City Manager 

DATE: May 10, 2006

SUBJECT: **STATUS REPORT ON THE NORMANDY ISLE PARK AND POOL PROJECT**

POOL AREA

Construction work on the pool facility is approximately 70% complete. The prime contractor has shown good progress in advancing the project's structural components, including the pool deck, the multi-purpose room, pump house, exterior steps, the handicapped ramp and the application of stucco. All trades are making progress at all buildings; stucco has been completed at the office and concession stand, in progress at the restrooms and multi-purpose buildings. Roofing work is in progress, in different phases. HVAC ductwork installation is in progress, as well as building insulation.

On-going activities with the other construction trades include the installation of the swimming pool tile, pressure testing of the swimming pool piping and the pulling of electrical wiring. Correction of defective work at the activity pool is in progress to install the play equipment. The drilling sub-contractor is in the process of pulling the permit to start the drainage deep well. Demolition of the east parking area and sidewalks is finished and the contractor is installing the form work for the new curbs and gutters. FP&L has installed poles and transformers and is in the process of connecting the permanent power service.

The project design drawings were submitted on March 20th to DERM for review and have been approved. Following the DERM review, the consultant will submit permit plans to FDOT for curb cut, drainage and landscaping (71st Street) review and approval.

It is expected that the swimming pool facility will achieve substantial completion and TCO by late August. Final completion and CO should be achieved by September, pending final punch list and inspection. It should be noted that the contractor has been working very diligently to accelerate construction of the project and is in compliance with the requirements of the construction contract.

PARK AREA

All work has been substantially completed, including the drainage system, perimeter fencing, interior sidewalks, electrical distribution lines, underground conduits and wiring for future sports lighting fixtures, and the multi-purpose courts. Installation of the court striping and basketball backstops are being delayed to a date closer to the park's opening day to ensure that the facility is not used, or abused, until a CO is issued and park staff is present. The west parking area, sidewalk and pavement are also complete. The irrigation system has been completed and is being operated in manual mode and landscaping is nearly complete.

Agenda Item E
Date 5-10-06

With the exception of those items outside the original construction contract's scope of work, completion of the park component work (excluding the soccer field) should be completed by the end of April. The Building Department has already agreed that a partial CO could be issued under the project permit for just the park portion. Grading of the soccer field is in progress. Completion could be coordinated to coincide with the opening of the pool.

Following is an update on items that were not part of the park's construction contract scope of work:

- Additional work requested and/or being managed through the Parks and Recreation Department includes the repair of the hurricane-damaged pavilion roof. This work is in progress.
- Installation of new drinking fountains will be provided as part of the replacement of a water main line running north of the park. Replacement of the water supply line serving the adjacent apartments, was added to the original scope of work as an additional Job Order. It is expected that the signed and sealed plan required by Public Works should be completed and permitted by the end of April, with completion anticipated by the end of June.
- Installation of a new tot lot is being procured through a City vendor, who has been provided with construction plans for coordination purposes.
- As part of the project's final phase, the Parks and Recreation Department has requested a cost proposal from a sports illumination contractor for the design and installation of the lighting system for the sports courts, tot lot and soccer field. The vendor has been provided with construction plans for coordination purposes.
- An existing 6-ft. high chain link fence on the north side of the park, bordering the apartment buildings, is not in good condition, and will not restrict access during the park's off-hours. City regulations will not allow its replacement with a similar fence. When funding at an estimated cost of \$100K is identified a picket fence using the same specifications as the park's perimeter fencing will be installed adding an additional two to three months to the project.

JMG/TH/JCH/JCC/AL

T:\AGENDA\2006\may1006\Regular\NIP&P Commission Status Report 05.10.06 AL.doc



MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor David Dermer and Members of the City Commission

FROM: Jorge M. Gonzalez, City Manager

DATE: May 10, 2006

SUBJECT: **INFORMATION REPORT TO THE MAYOR AND CITY COMMISSION, ON FEDERAL, STATE, MIAMI-DADE COUNTY, U.S. COMMUNITIES, AND ALL EXISTING CITY CONTRACTS FOR RENEWAL OR EXTENSIONS IN THE NEXT 180 DAYS.**

The City Commission adopted Resolution No. 2000-24141, which provided that all existing City contracts for renewal or extensions, which by their terms or pursuant to change orders exceed \$10,000, and all extensions or renewals of such contracts, shall be presented as an informational report to the Mayor and City Commission, at least 180 days prior to the contract extension or renewal date. Subsequent thereto, the City Commission adopted Resolution No. 2001-24332, changing the reporting requirement from \$10,000 to \$25,000.

The Administration in addition to reporting on all existing City contracts, will now report information relative to Miami-Dade County, State of Florida, U.S. Communities and Federal GSA contracts that are approved for utilization by the City Manager. Pursuant to information contained in Miami-Dade County, State of Florida, U.S. Communities and Federal General Services Administration (GSA) bid list, the following are contracts that will expire within the next 180 days:

	DESCRIPTION	VENDOR	EXPIRATION DATE	RENEWAL TERMS
1.	Automobile and Light Trucks (070-001-05-1)	Alan Jay Chevrolet, Cadillac	9/30/2006	1 Year Renewal
2.	Automobile and Light Trucks (070-001-05-1)	Beck Auto Sales, Inc.	9/30/2006	1 Year Renewal
3.	Automobile and Light Trucks (070-001-05-1)	Carl Gregory Pro-Fleet Direct (DBA) Carl Gregory Dodge	9/30/2006	1 Year Renewal

AGENDA ITEM F
DATE 5-10-06

	DESCRIPTION	VENDOR	EXPIRATION DATE	RENEWAL TERMS
4.	Automobile and Light Trucks (070-001-05-1)	Caruso Chrysler Jeep	9/30/2006	1 Year Renewal
5.	Automobile and Light Trucks (070-001-05-1)	Cindy Chevrolet, Inc.	9/30/2006	1 Year Renewal
6.	Automobile and Light Trucks (070-001-05-1)	Don Reid Ford, Inc.	9/30/2006	1 Year Renewal
7.	Automobile and Light Trucks (070-001-05-1)	Duval Motors (DBA) Duval Ford, Inc.	9/30/2006	1 Year Renewal
8.	Automobile and Light Trucks (070-001-05-1)	Garber Buick Pontiac GMC Truck, Inc.	9/30/2006	1 Year Renewal
9.	Automobile and Light Trucks (070-001-05-1)	Garber Chevrolet, Inc.	9/30/2006	1 Year Renewal
10.	Automobile and Light Trucks (070-001-05-1)	Garber Ford Mercury, Inc.	9/30/2006	1 Year Renewal
11.	Automobile and Light Trucks (070-001-05-1)	Jack Caruso's Regency Dodge	9/30/2006	1 Year Renewal
12.	Automobile and Light Trucks (070-001-05-1)	Maroone Chrysler-Jeep	9/30/2006	1 Year Renewal
13.	Automobile and Light Trucks (070-001-05-1)	Maroone Dodge, LLC	9/30/2006	1 Year Renewal
14.	Automobile and Light Trucks (070-001-05-1)	Maroone Honda of Miami, Inc.	9/30/2006	1 Year Renewal
15.	Automobile and Light Trucks (070-001-05-1)	Milton Ford (DBA) Orville Beckford Ford-Mercury	9/30/2006	1 Year Renewal
16.	Automobile and Light Trucks (070-001-05-1)	Proctor & Proctor, Inc.	9/30/2006	1 Year Renewal
17.	Envelopes, Kraft and White Wove (310-000-03-1)	Mac Papers, Inc.	10/09/2006	3 One Year Renewals
18.	Maintenance Repair and Operation (MRO) Supplies (450-000-04-1)	Andrew Filter Supply	11/14/2006	2 One Year Renewals
19.	Maintenance Repair and Operation (MRO) Supplies (450-000-04-1)	Marpan Supply	11/14/2006	2 One Year Renewals
20.	Maintenance Repair and Operation (MRO) Supplies (450-000-04-1)	W & W Grainger	11/14/2006	2 One Year Renewals

T:\AGENDA\2006\may1006\consent\180DayReport.doc